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MINUTES

OF THE

COMMON COUNCIL

MINUTES
OF THE
COMMON COUNCIL
OF THE CITY OF NEW YORK
1784—1831

VOLUME III

JUNE 22, 1801 TO MAY 13, 1805

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VOLUME THIRTEEN

OF

MANUSCRIPT MINUTES

(Continued)

JUNE 22, 1801 TO MAY 30, 1803

City of New York } ss. At a Common Council held on Monday the 22d June 1801

Present/ Richard Varick Esqr Mayor
Richard Harison Esqr Recorder

John B Coles	Esqrs Aldn	Philip Brasher	Assists
Selah Strong		Nichs Carmer	
John Bogert		Philip Ten Eyck	
Joshua Barker		Henry Verveelen	
Mangle Minthorn		John P Ritter	
Jotham Post			
Robert Lenox			

On reading a Representation of Wm Laight & others as to certain Difficulties which have arisen & which renders it impracticable to comply with the Ordinance for filling in the Water Lots between Pecks Slip & Dover Street by the time limited it was ordered that the time be extended to the 1st day of October next

[223] A proposal of the Vestry of Trinity Church to cede to this Corporation certain of their Land (used as a Street & commonly called Brannons Street) for the purposes of a public Street on certain Conditions; was read & referred to the Street Commissrs

A Petition to sink a Well at the Corner of Hudson & Provoost Streets was read & referred to the St Commissrs

A Petition of Capt Randall McDonald for Relief on a Suit brought agt him on the Law regulating the landing of Passengers was read & granted on the usual Terms.

A Petition of John B. Coles Esqr for a Grant under the common Seal of the Soil from High to low Water Mark at his Bridge over Harlem River as the same was offered & promised by this Bd at the time of his undertaking to erect the said Bridge was read & referred to the Aldn of the 3d & 4th Wards & the Assistt of the 5th Wd to enquire into & report a proper description of the Soil to be granted.

A Request of Ephraim Morgan, on behalf of the Commissrs for improving the navigation of Hudson River between Albany & Troy, for the loan of the Mud Machine used to clear the public Slips was read & referred to the Aldn of the 1st 2d & 4th Wards.

A Petition of Wm Nexen to be a Weigh Master was read & postponed.

[224] An Estimate & Assessment for paving Greenwich Street from Street to was read & ratified by the Bd and Arthur Smith & John McCombs were appointed to pave the said Street & Arthur Smith to collect the Monies on the said Assessment

On a Report of a Committee on the Subject the Bd determined to allow Ezekiel Robins $150 for his Services in the Office of one of the Health Commissrs

issd

And that Mr Mayor issue his Warrt on the Treasr for payment thereof

Ordered that four additional Men be allowed to Engine No 8.

Ordered that Mr Mayor issue his Warrts on the Treasr to pay

issd	The St Commissrs on Acct	$1000.
issd	Nichs Lawrence for City Watch	$213. 6
issd	Wm Van Waert for the like	$213. 6
issd	Magnus Beekman for the like	$155.31
issd	Hugh Gobel for the like	$155.31
issd	James Bird for a lost fire Buckt	$2.
issd	Thos Mitchell Assistt to Mr Skaats	$45.
issd	David Marshall for attendg the public burying Gd	$48.
issd	John White & others Marshalls for Services on Sundays	$16.
issd	Conradt Weekman for makg & repairg Lamp Ladders	$11.69

Mr Mayor withdrew & Mr Recorder took the Chair When the following [225] Report was read & agreed to by the Board vizt

The Committee to whom was referred the Memorial of Richard Varick Esquire—Report.

That they have examined the Claims of Wharfage of the said Richard Varick therein mentioned, and that it appears, that Derick Dey now deceased by Deed bearing date on the second day of December 1743. did grant and convey in fee simple to Jacobus Roosevelt and Christopher Banker now deceased part of the Land and Water right under the Water of Hudsons River which by Deed under the Common Seal of this City bearing date on the 14th day of October 1743 had been granted to him by this Board that is to say: in breadth from the Southerly Boundary of the said Grant Northerly one hundred & twenty feet and in length from high Water mark to low Water mark & from thence two hundred feet into Hudsons River with the right of Wharfage &c reserving forty shillings annual quit rent to be paid to this Board.

That it further appears that by Conveyances bearing date the 4th & 6th days of July 1786 from all the devisees of the said Derick Dey deceased to Richard Varick (& which are recorded in the Clerks

Office of the City in December 1794) he became the Owner in fee simple of the residue of the Land under the Water of Hudsons River so granted to the said Derick Dey lying on the Northerly side of the part so conveyed to the said Roosevelt & Banker extending in length, Westerly from the Easterly side of Dey's Dock now called Washinton Street into the River and with the right of wharfage &c

That the said Derick Dey in his life time hath paid all the quit rent reserved to this Board in & by his grant and that his Devisees & the said Richard Varick since his decease have respectively paid the quit rent for the said residue of the said Water right so vested in the said Richard Varick (being £3:2:10. per annum) until the 24th day of March last inclusive That the said Slip called Deys Slip was private property & Continually claimed as such by the said Richard Varick who was the whole of the time a Member of this Board, But was rented as Public property like the other Public Slips & the Wharfage thereof as well as on the [226] West part of Washington Street & including the South side of the Pier at the foot of Partition Street received as such

That part of that Pier has been sunk on the Water right of the said Richard Varick & that he has not at any time to the knowledge of this Committee received the Wharfage.

The Committee are therefore of Opinion that to avoid any Contention with & to do justice to the said Richard Varick this Board do allow him to retain to his own use out of the Monies received by him for this Board for Licences to Innholders the Sum of twelve hundred & fifty Dollars, And further that this Board do disclaim in favour of the said Richard Varick all right of wharfage on the South side of the said Pier & in front of his right aforesaid

June 22d 1801.

Joshua Barker
Selah Strong
Rob: Lenox
Mangle Minthorne
Philip Brasher

Resolved that Copies of the Reports of the Committee and of the Resolutions of this Board thereon of the twelfth day of October 1795 and of the 11th day of May last and of this day Certified by the Clerk and Sealed with the Common Seal and Subscribed by the Recorder be Delivered to Richard Varick Esquire.

The following Report was also read and approved to wit.

The Auditing Committee Report that they have examined the Account and Vouchers of Richard Varick Esquire the Mayor of Monies

received & paid by him for Licences granted to Tavern Keepers from the first day of March last to the thirtieth day of May last inclusive and that it appears that he has received for the use of this Board (exclusive of a Commission of two and an half per Cent allowed Garrit Gilbert Esquire the Commissioner of Excise for Collecting the Monies) the Sum of one thousand one hundred and twenty one Pounds and one [227] penny half penny, that he has paid to Richard Harison Esquire as the Counsel of the Board pursuant to a Resolution of that purpose one hundred and fifty pounds in full to the first instant inclusive; that he has also Paid to Robert Benson Esquire as Clerk of this Board fifty Pounds. And that he has in his hands the Ballance of Nine hundred and twenty one pounds and one penny half penny—All which appears from the preceding Account.

New York 22d June 1801.

Selah Strong
Philip Brasher } Auditors
Jno P. Ritter

By a Receipt Subscribed by the Treasurer and endorsed on the said Account it appears that the Mayor has paid into the Treasury £421:0:1½ which with the Sum of £500 (reported by the Committee this day as due to him in full for his Claim on this Board for Wharfage or Slipage received for the public, Amounts to the Sum reported as aforesaid due from him to this Board for Tavern Licences.

City of New York } ss. At a Common Council held on Monday June 29th 1801.

Present/ Richard Varick Esqr Mayor
Richard Harison Esqr Recorder

Selah Strong
Jotham Post
Mangle Minthorn
John Bogert
Joshua Barker
John B Coles
} Esqrs Aldn

Philip Brasher
John P Ritter
Philip Ten Eyck
Henry Verveelen
} Assistts

[228] On reading an Affidavit of John Aspinwall stating certain Abuses & bad management of the Ferry from the Fly Market to Brooklyn the Aldn of the 6th Ward & the Assists of the 2d & 3d Wards were appointed a Committee to enquire into the subject & report the Result with such further Regulations as may appear to them necessary

The Committee on the Petition of John B Coles Esq[r] report That they find the Facts contained in the s[d] Petition are true; and recommend that a Grant be made to him for the Land between high & low Water mark opposite to his Ground & adjoining the Bridge on Haerlem River being a Distance of about six hundred feet; upon condition that he convey to the Corporation the Road which leads through his Land to the Bridge and paying the Quit Rent of £5 per annum as was determined by this Board on the 13[th] June 1796.

Ordered that a Grant be prepared accordingly

Ordered that M[r] Recorder notify Rob[t] Lylburn that unless he accepts the Deeds for both the Lots of the Common Lands he purchased at public Auction a Suit in Ejectment will be brought against him for the Lot on which he has erected his House.

[229] Ordered that William Cumming and William Pearsall be appointed Measurers of Grain in this City.

Ordered that M[r] Mayor issue his Warr[ts] on the Treasurer to pay

iss[d]	Goodeve & Brown for a Box Candles.....	$8.62
iss[d]	Thos Hazard for light[g] the public Lamps.....	$231 33/100

M[r] Mayor withdrew & M[r] Recorder took the Chair And

The following Report was read & approved by the Board. viz[t]

The Auditing Committee Report that they have examined the Accounts and Vouchers of Richard Varick Esquire the Mayor of Monies received and paid by him for Market fees from the twenty ninth day of December last to the twenty seventh day of June instant inclusive, That it appears that the Mayor has received from Bartholomew Skaats, John S Delamater and Richard Smith Deputy Clerks of the Market (including forty six pounds sixteen shillings paid by his Order for sweeping and cleansing the Markets) the Sum of Nine hundred and four pounds eleven shillings and ten pence

That the Mayor has retained the one half of the last mentioned Sum to his own use—that he has paid Bartholomew Skaats one of the Deputy Clerks pursuant to an Order of the Board, twenty pounds on Account of his House Rent and that he has paid the Residue or Ballance in his hands to Daniel Phœnix the City Treasurer, as by the preceeding Account and the receipt thereon appears.

New York 29[th] June 1801

Selah Strong
Jn[o] P[r] Ritter } Auditors
Philip Brasher

[230] The Committee to whom was referred the application of Jonas Morgan & others for the loan of the Mud Scow to improve the

navigation of Hudson River at Troy & Lansingburgh reported that on a conferrence with those Gentlemen it was concluded most for the Interest of the Corporation to sell it and that they had accordingly sold it to Mr Morgan for the use aforesaid at the Price of £450 & taken endorsed Notes payable in 4 Months; which were deposited in the Treasury.

All which was approved by the Board

City of New York } ss. At a Common Council held on Monday July 6th 1801

Present/ Richard Varick Esqr Mayor

Joshua Barker Mangle Minthorn Jotham Post John Bogert Selah Strong Robert Lenox	Esqrs Aldn	Philip Brasher John Nitchie Nichs Carmer John P Ritter Philip Ten Eyck	Assistts

A Petition of Nichs Gouverneur as Exr of Isaac Gouverneur decd to continue the Line of the Fence as it now stands on part of the Common Lands adjoining the farm of the said Isaac Gouverneur until the Post Road as lately laid out shall pass through the same was read & referred to Aldn Coles, Strong & Bogert

[231] Ordered that Aldn of the 2d & 3d with the Assistt of the 5th Wards be a Committee to apply to the Manhattan Co on the subject of the bad state of the Pavement in many of the Streets occasioned by their being broken up to lay the Aqueducts and since not put in the Order they were found.

And that the St Commissrs take legal Measures for the ordinary Repairs to such Streets as shall require the same

An Estimate & Assessmt for the paving of Church Street, Chapel Street & Thomas Street was read & ratified by the Board & Arthur Smith was appointed to collect the Monies thereon & to pave the said Streets on his entering into Bond with Surety

Ordered that Frederick Devou be permitted to make an Area to his House in Pearl Street.

On reading a Report of the Inspectors of Lots An Ordinance was passed requiring Elizabeth Graham to raise & fill up her Lot situate in Rutgers Street by the 1st Augt next under the Penalty of $50.

The following report was read and agreed to by the Board Viz[t]

The Committee appointed to enquire whether any & what Alterations will be proper to be made, in the present System for the Government of the Alms House Report. That in their opinion the internal concerns of this House are not managed with that intiligence & efficiency which the nature of the Establishment requires, that the purchases of the Various Articles for this House & the Bridewell which are Connected together are not made with that Order and system that all public Concerns require and that the Accounts [232] *Accounts* are kept in a manner too ambiguous to convey that ready & clear information, relative to the pecuniary concerns of the institution, which the Common Council ought to be in possession of at least once every three Months.

With a view to remedy these objections to the present establishment, your Committee recommend, that the present Commissioners and keeper be discharged and that three freeholders be appointed Commissioners of the Alms House and Bridewell to take the Management of this concern, that one of the said three Commissioners be a Man of an intiligent and Comprehensive mind, active and industrious and in every respect as far as can be well qualified to take upon himself, the Superintendance of all the Concerns both of the Alms House & Bridewell to be Denominated the Superintendant of the Alms House, with a Salary of one thousand five hundred Dollars per annum, And that he do or do not reside in the Alms House at his own option, That one other of the Commissioners be a Man well qualified to purchase everything that may be wanted for the Bridewell & Alms House to be Denominated the Purveyor of the Alms House with a Salary of five hundred Dollars per Year. That the other Commissioner be a judicious and discreet Man, qualified to Act in Council with the other two and occasionally to join with them in performing the duty of Commissioners of the Alms House but without any Salary.

That a Clerk be appointed capable of opening and keeping a regular set of Books by way of Double entry, and exhibiting to the Common Council a regular balance Sheet of such Books at least four times a year, to be Denominated the Clerk of the Alms House with a Salary of five hundred Dollars per Annum.

New York 25[th] May 1801

Jn° B Coles
Rob Lenox
Mangle Minthorne
Selah Strong
Jn° P[r] Ritter

The Board then proceeded to Appoint the [233] Commissioners of the Alms House and Bridewell agreeable to the said Report and the following persons were appointed accordingly

Thomas Eddy 1st Commissioner & to act as Superintendant
Elijah Cock 2nd Commissioner & to act as Purveyor.
Samuel Bowne 3d Commissioner and
David Wolfe Accountant Clerk

Ordered that the present Commissioners of the Alms House and Bridewell and the present keeper of the Alms House be discharged from Office on the first day of August next and that the Commissioners and Clerk now appointed enter upon the Duties of their respective Offices on that Day.

Ordered that Mr Mayor issue his Warrt on the Treasr to pay.

issd	Genl Ebenr Stevens for Flannen Cartridges & transportg Cannon on the 4th July Inst	$11.31
issd	Nichs Lawrence for the City Watch	$213. 6
issd	Wm Van Waert for the like	$213. 6
issd	Magnus Beekman for the like	$155.31
issd	Hugh Gobel for the like	$155.31

City of New York } ss. At a Common Council held on Thursday the 9th day of July 1801

Present/ Richard Harison Esqr Recorder

Esqrs Aldn: Mangle Minthorne, Jotham Post, John B Coles, John Bogert

Assistts: Philip Ten Eyck, Philip Brasher, Nicholas Carmer, Henry Verveelen

Mr Recorder laid before the Board the following Letter he had received from the Resident Physician in this City vizt

[234] Sir

I have this moment received a visit from a Committee of the Governors of the New York Hospital, the object of which was to represent to me the impossibility of admitting from various Considerations any more of the sick Emigrants into that Asylum—I availed myself of this occasion to press upon them the necessity of opening Bellevue for the reception of those poor neglected strangers who thought their lot happy in being cast among us They were convinced that this Measure is absolutely necessary to rescue from the extreme of suffering, the penniless the friendless & the diseased—They advised me therefore to represent the matter to you Sir, who in the absence of the Mayor have power to call the Corporation to deliberate about it—I

beg leave to add that the health officer has informed me that he has no room to receive any more from the City whose cases are not decidedly marked by Symptoms of that sort of fever which it is the interest & wish of us all to prevent I am persuaded that you will not delay calling the Magestracy together on this interesting subject, & I sincerely hope that they will judge it adviseable to open Bellevue immediately especially, as we may daily expect from 500 to 1000 more Emigrants of the same kind, & no provision whatever made to meet the exegencies of such an importation, or avert the danger Which at this season of the Year they must necessarily produce

With much respect
I am
N York July 8th 1801 Sir Your most Obed Servt
James Tillary
Resident Physician

[235] Whereupon it was ordered by the Board that the Aldermen of the 1st & 4th Wards & the Assistt of the 3d Wards be a Committee to take order in the Premisses and in their Judgement to direct the opening of Belle Vue Hospital or the erection of additional Buildings on Staten Island for the accommodation of those People And that $1500 be appropriated for that purpose.

City of New York } ss. At a Common Council held on Monday July 13th 1801

Present/ Richard Varick Esqr Mayor
Richard Harison Esqr Recorder

Selah Strong	Esqrs Aldn	John P. Ritter	Assistts
Jotham Post		Henry Verveelen	
Mangle Minthorn		Nichs Carmer	
Joshua Barker		Philip Brasher	
Robert Lenox		Philip Ten Eyck	
John B Coles			
John Bogert			

On a Representation that a disorder prevailed among the Dogs in this City and that one or more of the Citizens had died of an Hydrophia in consequence of a bite from one of those Animals.

An Ordinance was passed prohibiting their going at large & subjecting the Owner of such as should be found going at large between the 15th Inst & the 1st of Novr next to a penalty of $5 & the Dog to be killed.

[236] On reading a Complaint of Peter Kemble & Gulian Ludlow as to the bad state of the pavement in White Hall Street, the Street Commiss^{rs} were directed to take legal Measures for causing the pavement in that Street to be put in good order

On a report of the S^{t} Commiss^{rs} The Neighborhood may sink a Well near Hudson & Provoost Streets as the Ald^{n} & Assist^{t} of the W^{d} shall direct

A Petition of Thomas B Saunders Master of the Schooner Commerce praying Relief on a Suit brought against him on the Law for regulating the landing of Passengers; was read & granted on entering into Bond as the Law directs & payment of Costs.

The Committee on the Letter from the Resident Physician read at the last Meeting reported that they had conferred with the Health Commiss^{rs} on the subject and that it was agreed to be most expedient to provide additional Accomodations at the Quarantine Ground on Staten Island, for the sick Emigrants lately arrived from Europe and that the $1500 Dollars appropriated at the last Meeting will be necessarily required for that purpose.

iss^{d} Ordered that M^{r} Mayor issue his Warr^{t} on the Treas^{r} for payment thereof accordingly.

The Clerk presented the Draft of a Grant to John B Coles Esq^{r} of the Soil between High & low Water Mark in Harlem River in front of his Land; which was approved & ordered to be engrossed.

[237] Resolved that John Jay Esquire be requested to permit his Portrait to be taken and placed in the City Hall at a public Testimonial of the great personal Respect and high Regard this Board entertain of his distinguished Patriotism and eminent public Services.

Resolved that M^{r} Mayor be requested to communicate to M^{r} Jay the aforegoing Resolution.

Ordered that the follow^{g} Persons be appointed firemen in this City viz^{t}

Engine N^{o} 1 Sam^{l} Demarest 6th W^{d} House Carpenter vice David Halsted resigned

N^{o} 8 W^{m} Sypher 6th W^{d} Cartman, Marselus Prior 6th W^{d} Cab^{t} Maker & Archibald Mann 5th W^{d} Sailmaker additional

N^{o} 7. Israel P Durfee 3^{d} W^{d} Merch^{t} vice Nich^{s} Anthony resigned.

Ordered that M^{r} Mayor issue his Warr^{ts} on the Treas^{r} to pay

iss^{d}	Theo^{s} Beekman Special Justice.....	$187.50
iss^{d}	Jacob D L Montagnie the like.....	187.50

issd	Bernard O Blenis Clk Police Office.....	$225.
issd	Rinier Skaats for the ringing of the Bells on the celebration of the 4th July Inst.....	19.50
issd	E. Belden & Co for ½ Years printg by Contract.....	37.50
issd	John Lang for printg notice to Assessors.....	2.25

[238] City of New York } ss. At a Common Council held on Monday July 20th 1801

Present/ Richard Varick Esqr Mayor
Richard Harison Esqr Recorder

Selah Strong John Bogert Mangle Minthorn Jotham Post Joshua Barker Robert Lenox	} Esqrs Aldn	Philip Ten Eyck John Nitchie Nichs Carmer John P Ritter Henry Verveelen	} Assistts

The Clerk presented the engrossed Grant to John B Coles Esqr of the Soil between high & low Water Mark near his Bridge in Haerlem River; which was read & approved and it was ordered that the Common Seal be affixed thereto and that Mr Mayor subscribe the same on behalf of this Board to be delivered on his executing the counterpart

A Petition of John Bogert & others Masters of Sloops from Albany & other Places on Hudson River for a regulation to remedy the inconvenience arising from Vessels, laden with Boards projecting beyond their Sides crowding into the new Albany Bason, to the great obstruction of those laden with Grain, Pot Ash &c; was read & referred to the Aldermen of the 1st 4th & 6th Wards

[239] The Board proceeded to the examination of the Complaint against the Lessees of the old Brooklyn Ferry for a breach of their Covenants in conducting the Business of the Ferry; and the subject was dismissed.

On a Report of the St Commissrs the Bd consent that the neighborhood sink a Well in such part of Duane Street near the Methodist Church as the Aldn & Assistt of the Ward shall direct.

A Petition of Isaac Stoutenburgh Nichs Carmer & David Gardiner Weigh Masters that some of the Weigh Masters performed their Duty by employing several Deputies; was read & referred to the Aldn of the 3d & 6th Wards & the Assistt of the 5th Ward to enquire into & report such further regulation on the subject as may appear necessary.

Ordered that the follow^{g} Persons be appointed fire Men in this City viz^{t}

Engine N^{o} 24 Alex^{r} Nicoll 1st W^{d} Blacksmith vice Fred^{ck} Rydeback resigned

Engine N^{o} 25 John Hanmer 5th W^{d} Grocer and Aaron Van Winkel 4th W^{d} Mason vice Rich^{d} Mott & Tunis Riker resigned.

Ordered that M^{r} Mayor issue his Warr^{ts} on the Treas^{r} to pay.

iss^{d}	Nich^{s} Carmer on Acc^{t} of the Park	$500.
iss^{d}	Nich^{s} Lawrence for City Watch	213. 6
iss^{d}	W^{m} Van Waert for the like	213. 6
iss^{d}	Magnus Beekman for the like	155.31
iss^{d}	Hugh Gobel for the like	155.31
iss^{d}	David King for a public Dinner 4th July Inst	150.
iss^{d}	Proprietor Daily Advertizer for ½ Years printing on Contract	37.50

[240] City of New York } ss. At a Common Council held on Wednesday July 29th 1801.

Present/ Richard Varick Esq^{r} Mayor

Selah Strong, John Bogert, Mangle Minthorn, John B Coles, Joshua Barker } Esq^{rs} Ald^{n}

Philip Brasher, Nicholas Carmer, Henry Verveelen, John P Ritter } Assist^{ts}

The Treasurer presented to the Board an Account or Statement of all the Monies which hath been received from the State Treasury & paid into & remaining in the City Treasury for the use of Free Schools in this City from which it appears that the same amounts to 17223 Dollars & 54 Cents And the Legislature having by an Act passed at their last Session entitled "An Act directing certain Monies to be applied to the use of Free Schools in the City of New York" directed that an Eleventh part of the said Sum be paid to each of the religious Denominations mentioned in the said Act and to the affrican Society for the use of their respective Free Schools Whereupon Ordered that M^{r} Mayor issue his Warr^{ts} on the Treasurer for payment of the said Monies according^{ly}

The follow^{g} Report was read & agreed to by the Board viz^{t}

[241] The Committee to whom was referred the Memorial of Isaac Stoutenburgh, Nicholas G Carmer and David Gardiner Weighmasters—Report.

That from a variety of testimony produced to the Committee it appears that Daniel Kemper one of the weighmasters appointed by this

Board employs from 3 to 4 deputies; that some of them are only common Labourers unacquainted with Accounts unskillfull in that business & have made some great mistakes, that Mr Kemper although he does but little of the business himself, yet by his influence & through his deputies engrosses a principal part of the Weighing business of the City, whilst other weighmasters are unemployed a Considerable part of their time. The Committee believe if this practice be permitted of weighmaster to appoint deputies it will be a means of the business being engrossed in the hands of one person as the other weighmasters will discontinue the employment on account of its not affording them a Sufficient support. Mr Kemper having been advised, that it was not the intention of the Corporation to permit the Weighmasters to appoint deputies, yet he has Continued the practice; the Committee therefore recommend that Daniel Kemper be dismissed from being one of the Weighmasters of this City.

The Committee further Report, that Fletcher M. Beekman occasionally employs his Brother to Weigh with his Scales, probably he has been led to it by the example of others, the Committee recommend that Mr Beekman be informed that he must cease to employ any person to Weigh for him & that the Board expects he will give his personal attendance to it. All which is Submitted by.

July 29th 1801

Selah Strong
Joshua Barker
Jno Pr Ritter

Ordered that Daniel Kemper be displaced from his Office of a Weigh Master in this City

Ordered that William Nexsen be appointed a Weigh Master in this City.

Resolved that five Weigh Masters are deemed competent to perform the Business at present and that the number ought not to be now encreased.

[242] A Petition of James Smith to be appointed a Weigh Master was read & postponed.

A Petition in opposition to that presented by John Bogert & others last Meeting for a regulation as to Sloops laden with lumber projects over their sides crouding up the new Albany Bason was read & referred to the Committee on the said Petition.

On a suggestion that Gerard Walton in repairing the Pier on the West side of the Fly Market was encroaching on the Slip, the Street

Commissioners were directed to enquire into it & to cause the Work to be done as it ought to be.

A Petition of Moses Jarvis & others for the paving of Chatham Street from Catharine Street to Fayette Street was read & referred to the S[t] Com[rs]

Thomas Eddy declining to accept the appointment of 1[st] Commiss[r] & Superintendant of the Alms & Bridewell agreable to the Plan or System adopted by the B[d] on the 6[th] July Instant; the Board determine that all further proceedings thereon be stayed 'till the 1[st] September next

Ordered that Leonard Deklyn 4[th] W[d] Baker vice Evert Bogardus resigned & Sam[l] Pooley 3[d] W[d] Cab[t] maker vice Ab[m] Lazulier resigned, John Utt Jun[r] 2[d] W[d] Upholsterer & Andrew Turnbull 6[th] W[d] Baker as additional be appointed Fire Men to Engine N[o] 3.

[243] Ordered that M[r] Mayor issue his Warr[ts] on the Treas[r] to pay.

iss[d]	Ald[n] Jn[o] B Coles the further Sum of $155.77 for the ball[ce] of his Acc[t] for filling up & improving the Water Lot of the Estate of Henry Cuyler dec[d]	$155.77
iss[d]	Thomas Hazard for lighting Lamps	$228.58
iss[d]	Selah Strong for Gun Powder to celebrate 4[th] July Inst.	$158
iss[d]	Peter Field for superint[s] the public Clocks	$50

City of New York } ss. At a Common Council held at the Alms House on Monday Aug[t] 3[d] 1801

Present/ Richard Varick Esq[r] Mayor
Richard Harison Esq[r] Recorder

John Bogert	Esq[rs] Ald[n]	Philip Brasher	Asst[ts]
Selah Strong		Henry Verveelen	
Joshua Barker		Nich[s] Carmer	
Jotham Post		John P Ritter	
Mangle Minthorn		John Nitchie	
John B Coles		Philip Ten Eyck	

The Mayor & Recorder with the other Members having visited & inspected the State & Condition of the several parts of the Alms House & Bridewell

[244] The Committee of Acc[ts] reported that they had examined the Acc[ts] of the Commissioners & compared them with the Vouchers & found them right & that the Expenditures of the Alms House & Bridewell for the last Quarter amounted

The Alms House to	£3949: 4: 9
The Bridewell to	780: 3:10

The Commiss^rs Estimate for the ensuing Quarter was agreed to as follows.

For the Alms House	£3500
For the Bridewell	400

iss^d Ordered that M^r Mayor issue his Warr^t on the Treas^r for paym^t accord^gly

A Letter from Gov^r Jay in answer to that written to him by M^r Mayor requesting him to permit his Portrait to be taken & placed in the City Hall was read & the Ald^n of the 1^st 2^d & 3^d Wards were appointed a Committee to take order for providing & agreeing with a competent Artist to perform the Work.

On reading a Letter from Daniel Kemper to M^r Mayor the B^d agree to give him a hearing next Meeting on the Complaints exhibited against him & which led to his being displaced from the Office of Weighmaster.

A Petition of Henry Harvey for Relief on a Suit brought ag^t him for landing Passengers ag^t the Law was granted on his entering into Bond & payment of Costs.

[245] M^r Recorder made the follow^g Report "In consequence of the Reference made to me by the Board, I have inspected the Proceedings relative to the new Road laid out over the Lands of Archibald Gracie & Nicholas Cruger dec^d & find them apparently regular and comformable to the Act upon which they are founded. Some Questions may never the less arise, in consequence of the uncertain & unequal Interests which may be claimed under M^r Crugers Will; but as it would be difficult, if not impossible, to obviate those Difficulties I think the Board should order the Road to be opened and defend any Suits that may be brought against the Persons employed by the Commissioners

Aug^t 3^d 1801. Rich^d Harison

Ordered that the S^t Commissioners do immediately proceed to open & make the said Road accordingly.

A Petition of the Inhabitants of Mott Street against the place at the Corner of Pell Street fixed on by the Ald^n & Assist^t of the W^d for sinking a public Well & recommending the center of Mott Street as a more proper place was read & the Board confirm the Judgment of the Ald^n & Assist^t in the premisses.

M^r Carmer is directed to put up Boilers in the Bridewell Kitchen in like manner as those in the Alms House.

[246] The Committee of Repairs with the Ald^n of the 6^th Ward to

confer with the Commiss^{rs} of the Alms [House] & endeavor to discover a more œconomical System in the expenditure of Fuel.

Ordered that an Election be held on Thursday the 13th Inst at the Bulls Head Tavern in the 7th Ward of an Assistant in the Place of Jacob J Arden deceased.

Ordered that M^{r} Mayor issue his Warr^{ts} on the Treas^{r} to pay.

iss^{d}	David Waldron for repairg Roads	$725 31/100
iss^{d}	The Justices of the Justices Court	$468
iss^{d}	Nich^{s} Lawrence for City Watch^{n}	$213 9/100
iss^{d}	W^{m} Van Waert for the like	$213. 6
iss^{d}	Hugh Gobel for the like	$155.31
iss^{d}	Magnus Beekman for the like	$155.31

City of New York } ss. At a Common Council held on Wednesday Aug^{t} 12th 1801

Present/ Richard Varick Esq^{r} Mayor

Esq^{rs} Ald^{n}: Selah Strong, Jotham Post, Mangle Minthorn, Joshua Barker, John Bogert

Assist^{ts}: Philip Brasher, John P Ritter, Philip Ten Eyck, Nich^{s} Carmer

Ordered that Jasper Stanton be appointed a Measurer of Timber Plank & Boards.

[247] John Davenport, George Davenport & Francis Arden being charged with vending Meats in the Fly Market on Sunday last contrary to Law—Ordered that they be notified to attend this Board on Monday Afternoon next at 4 OClock to answer &^{c}

The B^{d} proceeded to the consideration of the complaints against Dan^{l} Kemper and after hearing him the subject was postponed 'till next Meeting.

A new System proposed for the appointment of a Person as Commissioner to superintend the Repairs of public Buildings Streets Pumps & Wells &^{c} &^{c} was handed in to the Board & read & referred to Ald^{n} Coles & Lenox & M^{r} Ten Eyck.

A Remonstrance subscribed by many of the Citizens against the practice of confining Slaves in the Bridewell on the Application of Persons claiming the Ownership of them was read & referred to the Ald^{n} of the 4th & 6th & the Assist^{t} of the 5th Wards.

Ordered that M^{r} Mayor issue his Warr^{ts} on the Treas^{r} to pay.

iss^{d}	The Street Commiss^{rs} for a new Mud Machine to clear out the Slips	$1000
iss^{d}	The same for filling Greenwich Street at the outlet of Lispenards Swamp	222 50/100

iss[d]	The same for the New Pier at White Hall.....	$3000
iss[d]	The same for Improvements & Repairs to the Common Sewer in Broad Street & paving the Street.....	2145 25/100

[248] Ordered that the follow[g] Persons be appointed fire Men viz[t]

Engine N[o] 18 Benjamin Demilt 3[d] W[d] vice George Fox resigned

Engine N[o] 11 John Martling 1[st] W[d] Cooper vice Rich[d] Cottrell dec[d]

Taylor Willett 3[d] W[d] Blacksmith vice W[m] Quick removed from the City.

Josiah Shippey Jun[r] vice Daniel Van Antwerp resigned

City of New York } ss. At a Common Council held on Monday Aug[t] 17[th] 1801.

Present/ Richard Varick Esq[r] Mayor
Richard Harison Esq[r] Recorder

Selah Strong	Esq[rs] Ald[n]	Philip Brasher
John B Coles		John P Ritter
John Bogert		Philip Ten Eyck
Mangle Minthorn		Nich[s] Carmer
Joshua Barker		Henry Verveelen
Robert Lenox		

The Clerk presented to the Board the Poll List of the Election held in the 7[th] Ward of an Assistant or Common Councilman in the place of Jacob J Arden dec[d] from which it appears that William W Gilbert was duly elected. Ordered that M[r] Gilbert be notified to attend at the next Meeting of the Board to be sworn into Office & to take his Seat

[249] The Board have caused new Lists of Persons qualified to serve as Jurors to be taken & made & having inspected & corrected the same & caused the said Names to be written on separate Ballots & put into the Box provided for the purpose the same was delivered to the Clerk to be by him used as the Law in such case made & provided directs.

The number of Jurors in the respective Wards are as follows viz[t]

1[st] W[d].....	202	2[d] W[d].....	332
3[d] W[d].....	416	4[th] W[d].....	370
5[th] W[d].....	400	6 W[d].....	320
7 W[d].....	192		
			1022
			1210
		Total	2232

Ordered that the Name of David Wagstaff be incerted in the stead of John P Ryerss in the Deeds for two Lots of the Common Lands purchased at Auction by Mr Ryerss & by him transferred to Mr Wagstaff

Ordered that the Treasurer repay the Sum of $17 Dollars to the purchasor of the Lot leased by Martin Morrison from Ann Bancker & sold by this Bd to secure Monies due from the said Martin as Collector of the 7th Ward the said Sum being to discharge an arrearage of Rent due to Mrs Bancker

A Petition of Mrs Ann Cruger proposing an Alteration in the course of the Road lately laid out to the Ferry at Hell Gate was read & rejected.

[250] Ordered that the Bond entered into by James Niel, Master of the Ship Swan, for the sending back to the Havanna two Persons by him brought from thence to this City & [who] were likely to become chargeable to the City, be cancelled & delivered up, he having complied with the Condition thereof.

The followg Law or Ordinance was passed & ordered to be published.

Be it ordained That all Fines, Penalties & Forfeitures imposed in and by any Law or Ordinance, made passed ordained & published by the Mayor Aldermen & Commonalty of the City of New York shall & may be recovered & levied with Costs of Suit by & in the Name of the Treasurer or Chamberlain of the said City for the time being in manner & for the uses directed by the Charter of the said City.

Daniel Kemper late one of the Weigh Masters in this City & who was lately displaced, attended the Board & was heard in extenuation of the complaint against him of employing several Deputies under him & not giving his personal Attendance at his Scales; Whereupon the Board determined & ordered that he be reappointed a Weigh Master in this City.

And ordered the Weigh Masters be notified that this Board expect [251] that they do personally attend to each & every Draft made by their respective Scales and that a neglect in this particular will be deemed a sufficient Cause for displacing the Delinquent

Ordered that the Aldn of the 4th & the Aldn & Assistt of the 6th Wards be a Committee to examine & report to the Board the situation of the vacant Soil between high & low Water Mark the upper end of Greenwich Street & what ought to be done respecting it

George Davenport, Butcher attending was heard on the subject of the Complt entered against him at the last Meeting of vending

Meats in the Fly Market on Sunday Whereupon the Board determine & order that the Licence of the said George Davenport as also the Licences of John Davenport and Francis Arden, Butchers charged with the like Offence & also notified to attend & answer & neglecting or refusing so to do, be suspended until the further order of this Board.

Ordered that Mr Mayor issue his Warrts on the Treasr to pay.

issd	Nichs Lawrence for City Watchmen	$213. 6
issd	Wm Van Waert for the like	213. 6
issd	Magnus Beekman for the like	155.31
issd	Hugh Gobel for the like	155.31
issd	Rinier Skaats for Salary & Disbursemts	58.63
issd	Israel Haviland for Repairs to fire Engines	597.12
issd	Edmund Roberts Clk of late Election 7th Wd	2.
issd	Henry White for copyg new Jurors List	20.
issd	Saml Jones Atty at Law for Costs	95.

And ordered that Mr Mayor pay out of Monies in his Hands to the Recorder & Clerk each $125 for their Services up to the 25th Inst

[252] City of New York } ss. At a Common Council held on Monday August 24th 1801

Present/ Richard Varick Esqr Mayor
Richard Harison Esqr Recorder

Selah Strong	Esqrs Aldn	Philip Brasher	Assistts
Jotham Post		Nicholas Carmer	
Joshua Barker		Henry Verveelen	
John Bogert		John Nitchie	
Mangle Minthorn		Philip Ten Eyck	
Robert Lenox		John P Ritter	

His Excellency the Governor having been pleased by & with the advice & consent of the Council of Appointment to appoint Edward Livingston Esquire to the Office of Mayor of this City, Mr Livingston came into the Common Council & produced his Commission which was read, and after taking & subscribing the Oaths prescribed & directed by Law & the Charter of this City Mr Varick the late Mayor left the Chamber & Mr Livingston took the Chair and then with the Members of the Board proceeded in to the Common Hall where his Commission of Mayor &c was with the usual solemnities again read & published.

Mr Mayor & the Board being returned to the Chamber proceeded to Business.

William W Gilbert elected an Assistt or Common Councilman in the 7th Ward vice Jacob J Arden decd attended & after taking the usual Oaths took his Seat

[253] The auditing Committee made the following Report which was agreed to by the Board & filed.

The Auditing Committee Report. That they have this day examined the Accounts of Richard Varick Esquire the late Mayor. That it appears that he has received from Garrit Gilbert Esquire Commissioner of Excise of this City and County the neat sum of Eighty Pounds fourteen shillings and eight pence since the last settlement in June And that he has this day paid that Sum to Daniel Phœnix the City Treasurer

That he has also received for the use of this Board for Market fees collected from the twenty ninth day of June last to the twenty second Instant Inclusive. to wit. from Bartholomew Skaats One hundred and twenty eight Pounds seventeen shillings and three Pence. and from Richard Smith Sixty two Pounds and nine pence Amounting in the whole to One hundred and ninety Pounds eighteen shillings. That he has (pursuant to the order of this Board) this day paid to Robert Benson Esquire as the Clerk of this Board. Fifty Pounds. and to Richard Harison Esquire in full of the Stipulated compensation to him as the Counsell of this Board to the thirty first Instant inclusive the like Sum of Fifty Pounds and that he has paid the Balance to Daniel Phœnix the City Treasurer. all which is submitted by

New York 24th Augt 1801

Selah Strong
Philip Brasher } Auditors
Jno Pr Ritter

[254] The following Report was presented by Aldn Bogert one of the Street Commissrs & read vizt

"The Street Commissioner on the Representation of James Amory relative to the Road in front of his Ground purchased some time since from the Corporation of this City.

Reports, That in his Opinion it would be proper for the Board to order the opening & working the Road called the West Road, from the south Bounds of the said Amory's Land to the north side of a Lot of Ground purchased by Daniel Dunscomb Junr decd where it intersects a Road intended to be laid out from the Land of Jacob Harsen to the middle Road on the Commons as will appear by a Report of the Commissioners on the 18th May last

Augt 24th 1801. John Bogert

Which said Report was agreed to by the Board & the Commissioner was directed to open the said Road & cause the said Road to be worked accordingly.

On reading a Petition of the neighborhood An Ordinance was ordered to be prepared for paving the West side of Burlings Slip from Front Street to the River.

Francis Arden, Butcher attended & gave such Reasons as to induce the Board to take off the suspension as ordered last Meeting on his Licence as also on the Licences of George Davenport & John Davenport.

Ordered that Jacob Thurston of the 6th Wd Bricklayer be appointed a Fireman [255] to Engine No 6 vice Joseph Smith decd

Mr Recorder moved the Board for the following Resolution Vizt

"Resolved as the Sense of this Board that Richard Varick Esquire late Mayor of this City, deserves the Gratitude and thanks of his fellow Citizens for his Conduct in that important Office, which he has executed for near twelve years with the highest, ability and with such Vigilance, Zeal and Integrity as have seldom been equalled and never Surpassed."

Whereupon Mr Gilbert moved to expunge the Words "his fellow Citizens" and insert "this Board" upon which Debates arose and the Question being put thereon it passed in the Negative as follows

Negative		Affirmative
Mr Recorder	Mr Brasher	Aldn Barker
Aldn Strong	Mr Carmer	Aldn Minthorn
Aldn Post	Mr Nitchie	Mr Gilbert
Aldn Bogert	Mr Ten Eyck	Mr Verveelen
Aldn Lenox	Mr Ritter	

Aldn Barker then moved that the said Resolution be referred to a Committee to revise and to report such amendments thereto as might appear expedient and the Question being put on the said Motion it passed in the Negative as on the former Question

Aldn Barker then proposed to the Board to expunge the Words "and with such" and also the words "as have seldom been equalled and never surpassed" which was agreed to by the Board and the resolution was amended Accordingly. The Question was then put on the said Resolution as amended and Carried in the affirmative as follows.

Affirmative		Negative
Mr Recorder	Mr Brasher	Aldn Barker
Aldn Strong	Mr Carmer	Aldn Minthorne
Aldn Post	Mr Nitchie	Mr Gilbert
Aldn Bogert	Mr Ten Eyck	Mr Verveelen
Aldn Lenox	Mr Ritter	

Resolved as the Sense of this Board that Richard Varick Esquire late Mayor of this City Deserves the Gratitude and Thanks of his [256] Fellow Citizens for his Conduct in that important Office; which he has executed for near twelve years with the highest, Ability Vigilance Zeal and Integrity.

Ordered that the Clerk present the late Mayor with a Certified Copy of the aforegoing Resolution and that the same be published in the News Papers.

City of New York } ss. At a Common Council held on Wednesday Augt 26th 1801

Present/ Edward Livingston Esqr Mayor

Selah Strong	Esqrs Aldn	Philip Brasher	Assistts
Jotham Post		Henry Verveelen	
Mangle Minthorn		William W Gilbert	
Joshua Barker		Philip Ten Eyck	
John Bogert		Nicholas Carmer	

His Excellency the Governor by & with the advice & Consent of the Council of Appointment having been pleased to appoint John Stagg Junr Esqr to the Office of Sherif of this City & County, Mr Stagg attended the Board & produced his Commission which was read and (after his having executed the Bonds for the due execution of his Office & taken & subscribed the Oaths by Law prescribed & directed) his Commission published in the Common Hall with the usual solemnities.

[257] City of New York } ss. At a Common Council held on Monday August 31st 1801.

Present/ Edward Livingston Esquire. Mayor.

Jotham Post	Esquires Aldermen	Philip Brasher	Assistants
Selah Strong		Nicholas Carmer	
John B Coles		John P Ritter	
Joshua Barker		William W. Gilbert	
Mangle Minthorn		Philip Ten Eyck	
John Bogert			

His Excellency the Governor by and with the advice and consent of the Council of appointment having been pleased to appoint John B. Prevost Esquire Recorder, and Tunis Wortman Clerk of the City of New York, they respectively attended and produced their Commissions, which having been read they severally took and subscribed the oaths of office by law directed

A Petition from Henry Hyser relative to laying a drain from his starch, and hair powder manufactory in Barley Street to the North river was read and referred to the Street Commissioners.

The Street Commissioners, to whom was referred the petition of Edward Dunscomb, having reported thereupon, the Subject was postponed for further consideration and recommitted to the [258] same Commissioners

The following Report from John Bogert Esquire Street Commissioner was read. Viz[t]

" The Street Commissioner agreeably to the order of the Board of the 24[th] inst.

Reports.

That he has examined the situation of sundry buildings erected in Greenwich Street between Laight and Vestry Streets. that the said buildings project in the Street near four feet, are built of wood, and from their construction cannot last a great length of time. the Cutting of them down, or moving of them back will be attended with considerable expence to the owners or occupants, and from the information of M[r] Anthony Lispenard they were set at the time by the order of two of the City Surveyors Messieurs Gœrick and Bancker. the said Owners or occupants are now advancing considerable Sums for the filling in and paving in front of their respective Lots. Under all the Circumstances your Commissioner is of opinion it would be inexpedient at present for the board to order the said buildings to be reduced the four feet now standing in the street. All which is submitted by. John Bogert

New york 31[st] August 1801.

It was thereupon, Ordered that the Proprietors or occupants of the said buildings shall have leave to continue the same for the period of five years upon their giving Security to remove the same at the Expiration of that time in such manner as the Recorder shall direct.

[259] The several petitions of Daniel Lawrence. Adam Logan and Charles Titus praying that the office of Measurer may be conferred upon them were read and submitted to further consideration.

The Petition of Abraham Duryee. to be permitted to erect a building was read and the prayer thereof Rejected.

M[r] Jacob Hays having been duly appointed a freeman of this City appeared and took the oath prescribed by Law.

An Affidavit of Isaac Keeler stating the loss of two fire buckets having been read and audited It was Ordered that the Customary allowance of two dollars each be made to him

Ordered that the Street Commissioners be directed to have the foot way of Greenwich Street paved between Jay and Provost Streets.

A Certificate having been produced and read that Jacob Peterson of the Sixth Ward Wheelright was chosen a Fireman in Fire Company N° 15 in the room of Jacob Teir. Ordered that he be admitted accordingly.

Resolved that an Ordinance do pass directing John Murray Junior, Thomas Marston and the heirs of Helena Kip to have the Street or Wharf opposite to their respective Water Lots between the Coffee house and Fly market Slips completed and the said Water Lots filled in on or before the 15th day of October next under the several penalties of One hundred Dollars.

Ordered that an advance of Five hundred Dollars be made to Issd N° 6. Jacob Harsen as Road Master. And that the Mayor issue his Warrant for such Sum accordingly.

[260] The following accounts having been audited and past. Ordered that the Mayor issue his several Warrants for the amount thereof, to wit

issd N° 1.	To Magnus Beekman for City watch.....	$155.31
issd N° 2.	To Hugh Gobel for the same.....	155.31
issd N° 3.	To William Van Wart for the same.....	213. 6
issd N° 4.	To Nicholas Lawrence for the same.....	213. 6
issd N° 5.	To Thomas Hazard for lighting Lamps.....	231.35

City of New York } ss. At a Common Council held on Monday September 7th 1801.

Present/ Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

Esquires. Aldermen
- Joshua Barker
- Jotham Post
- John B Coles
- John Bogert
- Selah Strong
- Mangle Minthorn

Assistants
- Nicholas Carmer
- William W Gilbert
- Henry Verveelen
- Philip Ten Eyck
- John P Ritter

The following Report was read and ordered to be confirmed.

The Committee to whom was referred the petition of John Bogart and others praying that the public Slips may be increased for the accommodation of the [261] River craft, and likewise that Vessels bringing boards and plank to this City loaded without the sides of such vessels may be excluded from some of the Slips, and others as-

signed for their use, and two other petitions against excluding vessels loaded as aforesaid from the Slips.

Report

That the measures already taken by the Common Council, for increasing the public Slips will give the additional accommodation prayed for, and that in the opinion of the Committee it is inexpedient at present to appropriate any particular Slips for vessels loaded as aforesaid New York 18th August 1801.

John B Coles.
Joshua Barker.
John Bogert.

The Street Commissioners to whom was referred the petition of Henry Heiser relative to laying a drain from his starch and hair powder manufactory in Barley Street to the North River. Reported as follows.

"That they have examined the Streets through which the said Drain will pass and in their opinion the public will receive no injury by granting the prayer of the petition"

New York 7th Septr 1801. Richard Furman
John Bogert

Ordered that the aforegoing Report be confirmed, and that Henry Heiser be permitted to lay a drain according to the prayer of his said petition

An Assessment for paving Pell Street from Bowery Lane to Mott Street being read and confirmed. It was Ordered that the same be collected by Waters Furman.

[262] A Petition for regulating and paving Bowery lane from Pump Street to Bayards Lane was read and referred to the Street Commissioners

Ordered, that a Committee of three members of this board be appointed to inquire into the present state of the Alms house and whether any and what alterations are necessary in the present establishment.

The Recorder
Alderman Coles & } Were appointed to compose the above Committee
William W Gilbert

Ordered that the fine imposed upon William G Miller for suffering a Dog to run at large in the Street be remitted.

Ordered that the Clerk call on John S. Delamater for an account of the fines and penalties Collected since the last quarter and that in the mean time the allowance of his account be postponed

Ordered that the Clerk call on Anthony Dey for an account of the fines and penalties collected since the last report made by him

Ordered that the Clerk be directed to have an Index prepared to the Minutes of the Common Council for the last five years at the expence of this board upon terms as moderate as possible.

Ordered that the Mayor be authorized to procure at the expence of this Board a [263] Copy of the revised law of the last Session comprehending the laws relating to this City. and also the Law relative to Wharves and Slips.

Ordered that a Committee be appointed in addition to the Street Commissioners to confer upon the propriety of an alteration in the Street called Chamber Street opposite to the Alms house and to make Report to this board upon the subject.

The Aldermen of the First, and Sixth, and the Assistant of the Sixth Ward, were appointed on such Committee.

Ordered that the Mayor issue his Warrants on the Treasurer to Pay.

Issd No 7.	Nicholas Carmer in advance for public repairs.....	$500.
Issd No 8.	Daniel Phœnix for Lamp Oil purchased for this Board	693.37½
Issd No 9.	John W Concklin and Joseph Fellows as Clerks of Election for delegates in Convention—for the first ward	12.
Issd No 10.	John G. Varck as Clerk in the second ward.....	6.
Issd No 11.	William Weatherill Ditto	6.
Issd No 12.	John J Cluett and Francis Child Junr do 4th ward....	12.
Issd No 13.	Joseph M Stansbury & David Harriot do 5th ward....	12.
Issd No 14.	Abraham Heller & John J Roome do 6th ward....	12.
Issd No 15.	Jacob Hays and Henry Raymond do 7th ward....	16.

[264] City of New York } ss. At a Common Council held on Monday September 14th 1801.

Present/ Edward Livingston Esquire Mayor.
John B. Prevost Esquire Recorder

John B Coles Robert Lenox Selah Strong Mangle Minthorne Jotham Post John Bogert Joshua Barker	Esquires Aldermen	John Nitchie Nicholas Carmer William W Gilbert Philip Brasher John P Ritter

Assistants.

It was Ordered that the Street Commissioners cause a Survey to be made to ascertain whether it will be proper to alter the new road to Horns hook agreeably to the petition of Mrs Cruger.

The accounts of Anthony Dey and John S. Delamater were received and referred to the auditing Committee

Several accounts for taking the list of Jurors and Census were postponed to the next meeting and referred to the Recorder to report thereon

Ordered that the Clerk make an abstract of all the Petitions for office by the next Common Council and that their consideration lie over until that time.

[265] The petition of Thomas Marston and others praying an extension of time for filling up their respective Water lots &c was taken into consideration and the prayer thereof rejected.

Ordered that a Committee be appointed to consider of the propriety of taking the signal poles at Staten Island under the management of the Corporation.

Aldermen Lenox and Coles. and Mr Brasher } Were appointed to compose that Committee

A petition from several freeholders and Inhabitants of Mott Street praying an ordinance for paving certain parts of the same was read and referred to the Street Commissioners.

An Assessment for paving Bayard Street was read and confirmed.

Francis Many of N° 73 Nassau Street, was appointed a fireman to Engine N° 11. and Joseph Runyon of the Sixth Ward Grocer to Engine N° 23. the former in the place of Joseph Powell who has removed from the City, and the latter in the stead of William Brown resigned.

The petition of Thomas Mitchell for an increase of Salary was read and postponed until the next meeting

Several petitions for offices in the gift of this board were also received and postponed.

It was Ordered that the Clerk be directed to settle with the persons who have lately purchased Common Lands of this board.

[266] Ordered that the Mayor issue his Warrants to the Treasurer to pay the following accounts towit

Warrants issued.			
N° 16.	Nicholas Lawrence for the City watch.....	£85: 4: 6	
17.	William Van Wart for the same.....	85: 4: 6	
18.	Hugh Gobel for the same.....	62: 2: 6	
19	Magnus Beekman for the same.....	62: 2: 6	
20	Thomas Mitchill for attending this board.....		$45
21	John McKinnon & Willm Holmes as Clerks of an Election		$12.

City of New York } ss. At a Common Council held on Tuesday the 22nd September 1801.

Present/ Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

Selah Strong Jotham Post Mangle Minthorne John Bogert Joshua Barker	Esquires Aldermen	Henry Verveelen Philip Brasher Nicholas Carmer John P Ritter	Assistants

It was ordered that Mr Nicholas Carmer take measures for the removal of the Engine house near the Fly market.

The following Ordinance was passed [267] and ordered to be published in the news papers usually employed by the Corporation

Be it ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council convened, that no manure, filth or sweepings of the Streets, which now is or hereafter may be collected in heaps to the northward of the line established by a law to prevent nuisances in the City of New York shall at any period between the first day of June and the first day of December in any year be carted down to any wharf to the southward of Willetts Wharf unless under the direction of the Street Commissioners under the penalty of twenty five Dollars for each offence.

Ordered that such part of the Law. To regulate the lying of vessels at the public wharves &c as respects market boats and small craft coming to the docks belonging to the Corporation be made public.

The Street Commissioners to whom was referred a petition for paving Mott Street from Chatham to Bayard Street having reported in favour of such measure. Resolved that an Ordinance pass for paving the said Street accordingly.

George Dominick, William Cooper, John Marschalk, Mott Cannon, and Jonathan Wedon were appointed Assessors under the said Ordinance.

Mr Brasher introduced the following Resolution of which the consideration was postponed.

[268] "Resolved that the Chamberlain settle with all persons that became purchasers under the Corporation at the late sale of Corporation lands and that after any person or persons shall have so settled agreeable to the terms of such sale and produce a Certificate of the Chamberlain to that effect to the Clerk it shall be the duty of the Clerk of this board to prepare a deed for the inspection of this board.

The Street Commissioners were directed to take measures for repairing the Streets adjacent to the Fly market.

Ordered that a Committee be appointed to confer with the Manhattan Company relative to a Compensation for the injury done the Streets of this City by laying their pipes. And also to report the best plan for putting the Streets in repair by the next Meeting

The Recorder
Alderman Bogert
Alderman Barker
& Mr Brasher
} Were appointed to compose that Committee

William McCollick. Shoemaker (No 269 Broadway) and John Forsyth (Tailor No 269 Water Street) were appointed Firemen

A Report of Lots in an offensive state made by John S. Delamater was read and referred to the Street Commissioners.

It was Resolved that any of the [269] Magistrates of the respective Wards in conjunction with either of the Street Commissioners shall have power to make such immediate repairs of the Streets in their respective Wards as they may deem necessary

A letter from Mr Nexsen resigning his office as a Weigher under the appointment of this board was read.

The Chamberlain presented his annual account which was referred to the examination of a Committee consisting of Alderman Minthorne, Alderman Strong and Messieurs Verveelen and Brasher.

Ordered that the Mayor issue his Warrant to pay

Issd Warrt No 22. Thomas Hazard for carrying vagrants to Bridewell $104.37

City of New York } ss. At a Common Council held on Monday the 28 of September 1801.

Edward Livingston Esqr Mayor.
John B. Provost Esqr Recorder

Aldermen.
- Selah Strong
- John Bogart
- Joshua Barker
- Mangle Minthorne
- Jotham Post
- Robert Lenox

Assistants.
- John P. Ritter
- Philip Brasher
- Nicholas Carmer
- John Nitchie

A Petition from Matthew Gallalee praying a lease of a part of the Field, commonly called Potter's [270] field, was read and referred to the Street Commissioners together with Nicholas Carmer.

A Petition of Hugh O'Connor for the Remission of a fine, was read and rejected.

The Memorial of Philip Rickel and Robert Watts, praying a settlement of their Account for filling in Church Street, &c, was read and it was thereupon ordered that the Clerk require the Collector to appear before the Common Council on Monday next, to explain the reasons why the Assessment monies have not yet been collected.

The Petitions of Caleb Vandenburgh, Henry Carrier, and Christian Hariot for Stands as Butchers in the Exchange Market, being read; it was directed that their Petitions be granted, and that the Mayor assign to them such Stands in the said Market as he shall deem proper.

A Petition from Henry Ten Broek for a Butcher's Stand in the North Market, was read and granted.

Ordered that the Street Commissioners [take measures] for having the new machine made for Clearing the Docks.

Ordered that the consideration of an Alteration in the road at Haerlam heights be postponed.

Resolved, that the Mayor be requested to report to this Board a plan for the improvement of the Battery.

Resolved that the Accounts of the sixth & seventh wards for taking the Census, be referred to the Auditing Committee with directions that they cause the same to be substantiated by the Oath of the Parties, or in such other manner as they may think proper.

Resolved that the Committee of Repairs be directed to build an Engine House in the Lot adjoining the City Hall.

Resolved that the Street Commissioners take measures for the removal of the building erected by the late Doct^{r} Bayley at the Battery.

[271] Resolved that the Chamberlain be directed, out of the first monies in his hands, to pay the several debts due by the Corporation, stated in his annual Account, except the debt due to the Estate of the late Cornelius Clopper deceased.

Resolved, that the Recorder be directed to collect from Henry Shute, Sarah Fee and Roger Alden, the several sums due for Street Assessments on their respective Estates.

Resolved that the Recorder be requested to take measures for collecting the monies due on the Assessment for opening Bever Lane and Frankford Street.

The Committee to whom the Chamberlains last Annual Account was referred, reported as follows, to wit,

"We the Subscribers, appointed by an Order of the Common Council, to examine the Revenue account of the Corporation, do Report that there has been received on the Bond of the Corporation

Seven hundred Pounds for interest on sundry Accounts, fourteen pounds four shillings and five pence. For the Notes of A. V. Gelder and Anthony Brown Fourteen hundred and sixty five pounds, 1/7. For Common Lands, two thousand four hundred and forty three pounds, 11/7. and for Corporation Revenue, Twelve thousand three hundred & twenty three pounds & ½d—which several sums, with the balance of Three thousand, nine hundred and ninety three pounds, 2/1¾. due to the City of New York, on the last settlement, amount to Twenty thousand, nine hundred & thirty eight Pounds, 19/9¼. that there has been paid out by Order from the Common Council, Twenty four thousand four hundred & fifty four pounds 15/9. which leave a balance of Three thousand five hundred and fifteen pounds, 15/11¾ due the City Treasurer to new Account."

New York, September 23d 1801.

Selah Strong
Philip Brasher
Mangle Minthorne } Committee

N B. On examining the warrants there appears an error of one hundred pounds, charged short on a warrant paid Thomas Farmer dated the 25th May 1801.

issued wart N° 23. Ordered that the Mayor be directed to issue his warrant on the Treasurer to pay Nicholas Carmer in advance for public Repairs $750.

At a Common Council held on Tuesday, Septr 29th 1801.

Present/ Edward Livingston Esquire, Mayor.
John B. Prevost Esquire, Recorder.

John Bogart
Selah Strong
Joshua Barker
Robt Lenox
Mangle Minthorne } Aldermen.

Nicholas Carmer
John Nitchie
Philip Brasher
John P. Ritter } Assistants.

[272] The Account of Anthony Dey, having been regularly Audited, was allowed, and it was ordered that he pay the balance due this board to the Chamberlain.

The Common Council proceeded to the choice of a Chamberlain for the ensuing Year: And Daniel Phœnix, Esquire, was unannimously reelected to that Office.

Ordered, that the Street Commissioners take immediate measures for paving Frankford Street, between Rose Street & Jacob Street, agreeable to the Ordinance for regulating the paving &c, of the Streets in the City; and that an Ordinance do pass accordingly.

Daniel Hitchock
David Lydig
Francis Child
Philip J Arcularius, &
William King
} Were appointed Assessors.

Ordered that the Alderman and Assistant of the Seventh Ward make an enquiry who are the Owners of the offensive Lots near Delacroix's

Ordered, that the Mayor issue his Warrants on the Treasurer to pay the following Accounts, to wit

Warrants issued, No		
24.	Jotham Post and David Harriot, for taking census in the 5th Ward	$44.
25.	Jacob Abramse & B. Romaine, for ditto in the 4th Ward	36.
26.	David Wolfe & Jno Harrison, for do 3d Ward	52.37½
27.	Wm G. Forbes & John H Sickels, for do 1st Ward	24.
28.	Goodeve & Brown for Candles	8.62½
29.	Willett Seaman, for lost Fire Buckets	8.
30.	Charles Lahat for do	2.
31.	Andrew Marcein do	4.
32.	Abel J. Bolton do	2.
33.	Philip J Arcularius do	2.
34.	John Delamater, as inspector Streets & Docks	125.
35.	Ns Lawrence for City Watch	213. 6
36.	Magnus Beekman for do	155.31
37.	Wm Van Wart do	213. 6
38.	Hugh Gobel do	155.31
39.	Thos Hazard, for Cleang & lighting Lamps	238.18½
[273] 40.	Peter Hawes for Coroner's Fees	126.75

City of New York } ss. At a Common Council, held October 5th 1801.

Present/ Edward Livingston, Esquire, Mayor.
John B. Prevost, Esquire Recorder.

Esquires. Aldermen.
- Jotham Post
- Mangle Minthorne
- Selah Strong
- John B. Coles
- Joshua Barker
- Robert Lenox

Assistants.
- William W. Gilbert
- Henry Verveelen
- John P. Ritter
- Philip Brasher
- Nicholas Carmer

Ordered, that the law which was passed at the last meeting of this board for paving Frankford Street, between Rose Street and Jacob Street be suspended in its operation until next Spring.

The Committee appointed to Consider of a proper system of Government for the Alms house, Reported,

" That they have examined with attention the several reports made on the subject of the Alms house of this City. and are of opinion. That the rules for its government adopted by the Common Council, on the sixth day of October last, ought immediately to be carried into effect; That to this end, the present Commissioners of the Alms house and Bridewell, appointed under the Act of the Legislature of this State, passed the 3d of April, 1798, and the present keeper of the Alms house, appointed by this board, ought to be superceded, as the exercise of the powers and those of the Superintendant must necessarily interfere, and in some measure [274] if not altogether defeat the responsibility intended to be attatched to the latter. That as by several Statutes of the State for the settlement and relief of the poor, particularly as it respects the removal of such poor as have a legal settlement elsewhere, and the binding of Apprentices, overseers of the poor are contemplated, and invested with such powers, and the decision & signature of a majority or of two of them are rendered necessary as such in many other instances to give the relief intended by such Statutes. The Committee are further of opinion, that the said superintendant be appointed by the board, a Commissioner of the Alms house and Bridewell, and that the purveyor of the said Alms house, and another descreet citizen be united with him in such Commission, to act in all cases where the Orders and signatures of two or more Overseers for the objects contemplated by such Statutes. And that the said Purveyor, before he take upon himself the discharge of the duties assigned to him, make oath before the Mayor, or Recorder, that he will faithfully and honestly execute, do, and perform all the duties of

purveyor of the Alms house of the City of New York, to the best of his abilities.

J. B. Provost
John B Coles
Wm W. Gilbert

It was thereupon Ordered that the aforegoing Report be adopted and confirmed.

It was also resolved, that this board do proceed at its next meeting, to make choice of a superintendant and a Commissioner of the Alms house, and that such choice be by Ballot, and that the persons who shall be chosen, shall enter upon the duties of their Office on the first Monday of November next.

The following Resolution of the Manhattan Company was read, and the Street Commissioners, empowered to treat with the said company in beha[l]f of this board.

[275] At a meeting of the President and Directors of the Manhattan Company, October 1st 1801.

Resolved, that the Superintendant be, and he is hereby appointed on the part of this Board, to meet such person as may be appointed on the part of the Corporation of this City, to assess and determine the damages, if any, sustained by the Corporation, by the breaking up of the pavement in the several Streets, through which the main pipes of the Company lead; And that in case of any difference of opinion between the said superintendant, and such person so to be appointed, that they be authorised to chuse a third, whose opinion united with that of either of the other two shall decide such report."

Extract from the Minutes

Henry Remsen.

A plan for the better warming of the Alms house was read and adopted. Ordered, that the same be carried into effect by Aldermen Strong, Barker and Post.

The Common Council resolved themselves into a board of supervisors, and it was thereupon Ordered,

That a Mill be raised upon every Dollar, upon the amount of the Assessment list for the State tax.

Resolved, that the sum of Forty eight thousand dollars be raised by tax upon the City and County of New York. Resolved, that the sum of Thirty two thousand dollars be raised by tax upon the City of New York.

Resolved that the following arrearages of taxes in the several Wards of the City be raised and collected from the said Wards, respectively, to wit.

From the first Ward	$18.57
the second Ward	287.44
the third Ward	271.49
the fourth Ward	97.84
the fifth Ward	181.96
the sixth Ward	687.35
the seventh Ward	909.19

[276] And it appearing to this board, that there yet remains due from Martin Morison, late Collector of the seventh Ward, for taxes collected by him, and not paid into the City Treasury, the sum of $6,085.43. Ordered, that the said deficiency be also raised *be also raised* and collected from the seventh Ward.

The following Report of the Street Commissioners, and of the Committee appointed to confer with them upon the regulation of Cross and Chamber Streets, was read and adopted: And it was Ordered that an Ordinance pass for carrying the same into effect, to wit,

The Street Commissioners

Beg leave to recommend to the board the *the* adoption of the following regulation of Cross and Chamber Streets—to lower at the Alms house gate in Cross Street two feet, and descend from that to the platform at the Manhattan Well, in a distance of three hundred and seventy eight feet with 6¼ inches on ten feet; and from the present Pavement in Chamber Street to Cross Street, in a distance of two hundred and fifty feet, with a descent of 2¼ inches on ten feet, which is agreably to the regulation laid down on the profile herewith presented, and in their opinion, all circumstances considered, the one that will affect private property least, and best further the public good.

October 5th 1801.

Richard Furman
John Bogert.

The Committee appointed to confer with the Street Commissioners, relative to the regulation of the above mentioned Streets

Report, That they have examined their situation, and are of opinion, the regulation recommended by the Commissioners is such a one as ought to be adopted by the board.

October 5th 1801.

John B. Coles
Joshua Barker
Henry Verveelen

[277] The following report from the Street Commissioners, relative to digging out Mulberry Street from Bayard to Hester Street, and also the paving Barley Street from Broad Way to Ann Street, and for paving Chatham Street from Fayette to Catherine Street.

"That they have examined the situations of the above mentioned Streets, and are of opinion it would be proper to partially regulate Mulberry Street agreeable to a Survey heretofore made by the City-Surveyors, and adopted by the board: they are also [of] opinion, it would be proper to pave Chatham and Barley Streets, agreeable to the prayer of the Petitioners, and would beg leave to recommend the passing of Ordinances for carrying the said Regulations into immediate effect.

October 5th 1801. Richard Furman
John Bogert.

It was thereupon ordered the said report be adopted, and that Ordinances do pass for carrying the same into effect accordingly.

Anthony Brown, Anthony Steenback, Clarkson Crolius George Janeway, and Matthew Bolmer, were appointed Assessors to estimate and apportion the expence of paving Barley Street, And,

Jonathan Weedon, John Marschalk, Robert McDermot, Joseph C Bogert and William Cooper were appointed Assessors to estimate and apportion the expence for regulating Mulberry Street and paving Chatham Street agreeably to the above Ordinances.

A Petition from several proprietors of Lots in Hudson's Street, for filling up and regulating said Street was read and referred to the Street Commissioners together with the assistant of the sixth Ward.

Permission was granted to John McVicker to build a vault in front of his house in Broad Way, under the direction of the Alderman and assistant of the fourth Ward.

Resolved, that Daniel Lawrence, Michael Lowerre, Charles Titus, Joseph Burrows, Robert Sickles, and William Lamplin, be, and they are hereby appointed Measurers of Grain

Resolved, that Cornelius Van Voorhis be, and he is hereby appointed inspector of Wood, from the south side of Gaine's Dock to the State prison.

[278] The Petition of William Wright and others, for the introduction of the Manhattan Water into the Fly market was read, and the prayer thereof was granted under the direction of the Street Commissioners.

Ordered, that Nicholas Carmer take Measures to furnish Mr Beekman's company of watch with as many new Caps as he may find to be necessary.

Ordered, that the following regulations and rules of Ferriage be adopted with respect to the new Ferry from Horn's Hook to Long Island, and that an Ordinance pass to regulate the same accordingly.

That the rate of Ferriage for every Coach, Coachee, or Chariot be one dollar	Doll 1.
every Phæton	75 Cents
every Waggon with a top	75 "
every other Waggon	50 "
every Chaise or Chair with a top	37½ "
every Chair or Sulky, without a top	30 "
Every Sleigh	30 "
Every Ox, or other neat Cattle	25 "
Every Horse	12½ "
Every Calf, Sheep or Hog	6¼ "
Every bushel of any Article commonly sold by the Bushel	2 "
every full Barrel	6¼ "
Every full Hogshead or Pipe	50 "
Every full Trunk or Chest	12½ "
Every Tierce	19 "
Every Passenger	9¼ "

And all other articles, not here enumerated, in the same proportion. That there shall be always, two Scows or boats sufficiently large, to carry Carriages and Horses, and two convenient row boats, adapted to carry passengers; and that there shall always be, three able men employed in the large Boats and two able men in the small Boats.

Resolved, that the said Ferry, be let from the first day of November next, until the first day of May 1803 And that proposals for hiring the same, sealed up, shall be received by the Street Commissioners until the 20th instant.

[279] Ordered, that the Mayor be authorised to dispose of the vacant Stands in the Exchange Market. to such regular Butchers as he may think proper.

Ordered, that the Mayor issue his Warrants on the Treasurer to pay Henry Varvelen and John P. Groshon for taking Jury lists and Census in the

Warrant	No 41.	sixth ward	$84
"	42.	William Willing & Jacob Boos, do 7th Ward	$154.12½
"	43.	Daniel Phœnix, for Sperm. Oil	560.62
"	44	John P Groshon, for United States Tax	13.25

At a Common Council held on Wednesday October 14th 1801.

Present. Edward Livingston, Esquire Mayor.
John B. Provost, Esquire, Recorder.

Selah Strong Mangle Minthorne John Bogert Jotham Post	Esqrs Aldermen	John P. Ritter Philip Brasher Nicholas Carmer Henry Verveelen	Assistants.

John White was appointed a Freeman of this City

Resolved that Ordinances do pass for Charlotte and Mott Streets.

A Bond from Daniel Phœnix Esquire for the due performance of the duties of his Office as Chamberlain of this City with Anthony L. Bleecker and John Broome, as securities, was allowed and ordered to be filed.

A Petition from Duncan Campbell praying to be appointed an inspector of Wood was read, and ordered to be posponed.

The Petition of Henry Verveelen was read, and referred to the Recorder.

A Proposition from Dr David Hosack was read, for and referred to the Recorder, together with the Street Commissioners.

[280] Ordered that the Fines of John Lamereux & Philip Smith for Carting dung contrary to the late Ordinance of the board, be remitted upon their paying the costs. of such.

It was directed that the Justices Court of this City provide there own fuel.

A Petition from George Ryersen, praying the appointment of a Butcher, and the stand No 11, Fly Market, was read and granted.

A Petition from Daniel Davenport, praying to be appointed a Butcher, and to have a Stand assigned to him in the Exchange Market was read, and granted.

A Petition of John Williams to be appointed Butcher, and to have the Stand No 36, Fly Market the Petition of George Mason for the Stall No 9 Fly Market and the Petition of Francis Arden, for the Stall No 25, Fly Market, were severally read and granted.

A Petition from Joseph Corre to have the tenement formerly erected by the late Dr Bailey—the Petition of Hugh Dougherty to be appointed a Coal or Salt measurer and a Petition from Robert Gedney for the Grant of Water rights, were severally read, and ordered to be postponed.

John S. Van Kleek of the fourth Ward, Grocer, residing at No 167,

Washington Street having been elected a member of Fire Company N° 3, was admitted as such accordingly.

Ordered, that Thomas Mitchel be allowed a Salary of Twenty Dollars per Month as assistant doorkeeper of this board. Ordered, that the Street Commissioners be authorised to employ as many persons as they may think necessary to cleanse the gutters and Streets of this City and to enforce the former Ordinances for that purpose, at the expence of this board.

Daniel Phœnix Esquire, Chamberlain of this City, appeared, and took the Oaths of Office by law directed.

The Chamberlain having presented an Account of payments made by Order of Common Council, from the tax granted the 7th March, 1800, for the maint[en]ance of the poor, and other contingent expences of the City & County [281] of New York, the excise and other grants made by the Legislature of this State

Upon which said Accounts the following report was made and confirmed, to wit,

"We the Subscribers, appointed by an Act of the Legislature of the State of New York, to examine the Account of the City Treasurer; having inspected the Books, in which are kept the Account of monies received by him for publick use, do Report, that there has been received for Notes given by the Collectors of the sixth and seventh Wards for the balance of their tax Account in the year 1799, Nine thousand nine hundred and fifty nine dollars, $^{6}9/_{100}$, from the superintendant of Lamps, for lighting private lamps, two hundred and eighty five dollars $^{6}2/_{100}$. From the tax granted the seventh March 1800 for the maint[en]ance of the poor and other contingent expence of the City and County, one hundred and twelve thousand, five hundred and two dollars $^{8}3/_{100}$, From Messrs Bibbe and Gouverneur, Executors of H. D. Bize for a legacy left to the poor of New York, Two hundred Dollars; from the Excise collected in the city of New York, nine thousand and twelve dollars— from the comptroller of the State, by Order on the State Treasurer, for the proportion of the duty on goods sold at Auction, nineteen thousand, nine hundred and seventeen Dollars $^{1}1/_{100}$, And for monies received for Fines, four hundred and eighty one Dollars, $^{6}8/_{100}$, amounting in the whole, to one hundred and fifty two thousand, three hundred and fifty eight Dollars $^{9}4/_{100}$, that there has been paid out, by order from Common Council, for the City and County charges, sixty nine thousand and seventy eight Dollars $1/_{100}$, For the support of Publick Schools, including the Commission, allowed by the Act for the support of Schools, seventeen thousand, three hundred and thirty

nine dollars $^{16}/_{100}$, And for the City charges, thirty six thousand, five hundred and twenty nine Dollars, $^{34}/_{10}$ [0] which several sums, with the balance of Four hundred and sixteen Dollars $^{34}/_{100}$, due the City Treasurer on the last settlement, amounts to one hundred and twenty three thousand, three hundred and sixty two Dollars $^{88}/_{100}$, and leaves a balance of twenty eight thousand, nine hundred, and ninety six dollars $^{6}/_{100}$ due the City of New York agreeable to the Account, dated 26th day of August, 1801.

New York, Oct^{r} 14. 1801

Edward Livingston Mayor
J B. Prevost, Recorder

Selah Strong
John Bogert
Jotham Post
Mangle Minthorne
} Aldermen.

[282] It was thereupon ordered, that the said Account and report be received and filed.

Resolved, that the Chamberlain return to this board at its next meeting, the names of all such persons as are in possession of Water rights, and who have not taken out grants for the same, and who do not pay the usual quit [rent] for the same to him.

Resolved, that the Law Officer of this board, be directed to take such measures as he may think proper, to receive from Martin Morison, the sum of 6085 $^{43}/_{100}$ $ being the amount of Taxes by him received, as Collector of the Seventh Ward, and for which he is now in arrear.

Ordered, that the Mayor issue his Warrant on the Treasurer to pay the following sums, to wit

Warrants, issued, N^{o}			
45.	Nicholas Lawrence, for City Watch		£85: 4: 6
46.	William Van Wart	for ditto	85: 4: 6
47.	Hugh Gobel	ditto	62: 2: 6
48.	Magnus Beekman	ditto	62: 2: 6
49.	Theophilus Beekman for Sallary, as special Justice		$187.50
50.	Jacob D L Montagne, for ditto		$187.50
51.	Bernard O Blenis, for Salary		$225.
52	William Hardenbrooke		£506: 12: 4
53.	Abel W. Hardenbrook		3: 19: —
54.	Street Commissioners for monies improperly assessed to Francis Domenick		8: 13: 3
55	To Rinier Skaats, to purchase fuel for City purposes		$400

City of New York } ss. At a Common Council held on Monday the nineteenth day of October, 1801.

Edward Livingston, Esquire Mayor.

John B Provost Esquire Recorder.

John Bogert	Esqrs Aldmn	Nicholas Carmer	Assists
Mangle Minthone		Henry Vanveelen	
Selah Strong		John P Ritter	
Robert Lenox		Philip Brasher	

[283] The Mayor having presented to the Board, a Warrant from the Comptroller of the State in favor of the Mayor. Aldermen, and Commonalty of the City of New York, for the sum of $6376 $^{5}/_{100}$, for interest on the Loan of $45000 to the first instant; and nine thousand Dollars on Accot of the principal of said Loan. It is Ordered that an Order be drawn *be drawn* in favor of the President, Directors, and Company of the Bank of New York for the said Sums, and that the Mayor be requested to take the receipt of the said President and Directors &c for the same.

Ordered, that leave be given to Samuel Burrowe to build a Vault in front of his House, No 8. Pine Street under direction of the Alderman and assistant of the Ward.

Resolved, that the following Ordinance to prevent obstructions in the Streets of the City by building materials do pass.

Be it Ordained by the Mayor, Aldermen and Commonalty of New York, in Common Council convened, and it is hereby Ordained by authority of the same, That in all buildings now erecting or hereafter to be erected, no Brick, Lumber, Boards, or other materials whatsoever, shall be suffered to remain for the space of twenty four hours in the Streets where the same are building or hereafter to be built, unless the same are enclosed in a building to be erected for that purpose under the direction of the Alderman or assistant Alderman of the Ward in which such building is to be erected: And that the proprietor of each building so offending, shall forfeit for every such offence the sum of ten dollars.

Permission was granted to the Police officers to occupy the large Court Room in the City Hall, while their own room is repairing.

The following report of the Street Commissioners, was read and Adopted.

The Street commissioners, to whom was referred the Petition of James Amory and others relative to opening a road through the lands of Jacob Harsin at Bloomingdale to the Post road in front of the land of John Jones.

Report That they have examined the ground intended for *for* said road, and are of opinion it would be of public utility to lay out and regulate from the Bloomingdale to the middle road, through the common lands, as soon as the said [284] Harsin shall convey his proportion of said road to the Corporation

New York, Oct^{r} 19th, 1801. Richard Furman,
John Bogert.

A Petition from a number of persons residing in the vicinity of the Tea Water Pump praying liberty for the Butchers to erect Stalls there during the prevalence of the present sickness, was read, and ordered that the Mayor take such measures as he may think proper.

Issued Warrant No 56. Ordered, that the Mayor issue a Warrant on the Treasurer, to pay George Forman his Account £12:16: 4

At a Common Council held October 26 1801.

Present Edward Livingston, Esquire Mayor.
John B. Provost Esquire Recorder.

Aldermen.
Mangle Minthorne
Jotham Post
John Bogert
Selah Strong

Assistants.
John Nitchie
John P. Ritter
Nicholas Carmer
Henry Verveelen
Philip Brasher

The following Ordinance for establishing the assize of Bread, in the City was passed.

A Law to establish the assize of bread in the *the* City of New York.

Be it Ordained by the Mayor, Aldermen and Commonalty of the City of New York, in Common Council convened; and it is hereby ordained by the authority of the same, That no person or persons whomsoever shall expose to Sale within this City any loaf bread whatever, unless the same shall be marked with the initial letters of the bakers christian [285] Name and surname, plainly to be seen upon the pain of forfeiting all the bread as shall be made and exposed to Sale unmarked as aforesaid, to be disposed of for the use of the poor of the said City, by the Order [of] the Mayor Recorder, or any one of the Aldermen.

And it is further ordained by the Authority aforesaid, that the Common Council of this City, shall, once in every three months, or oftener, if they shall deem it necessary, appoint a fit person or persons, to be inspectors of bread, to examine the quality thereof, and see that the same be of due weight, according to the assize.

And be it further ordained by the authority aforesaid, that all Bakers shall make their bread of good and wholsome Flour or meal, and according to the assize to be established by this law, or hereafter from time to time, to be established by the Common Council upon pain of forfeiture of all such bread as shall be found not to be good, or wanting of the due assize, to be disposed of to the use of the Poor of the said City; and also two dollars and fifty Cents for each offence.

And be it further ordained by the authority aforesaid, that the Chamberlain of the City shall immediately establish and publish daily in two of the publick news papers, an assize of bread, and in doing the same, shall allow an Advance of fourteen shillings on the hundred weight of Flour, and shall alter the same assize, as often as the price of flour shall vary one dollar on the barrel.

And be it further ordained by the authority aforesaid, that this law shall be in force from and after the first day of November next, And that thereupon the "Law to regulate the quality and weight of Loaf bread in the City of New York." Passed the 27th day of April, 1801, be, and the same is hereby repealed.

The following Ordinance for obtaining and establishing regular Bills of Mortality was also passed

"A Law for procuring regular Bills of Mortality in the City of New York.

Be it Ordained by the Mayor, Aldermen, and Commonalty of *of* the City and County of New York in Common Council convened, and it is hereby ordained by the Authority of the Same, that the Sexton or other person, having charge of the several burial places in this City Shall, hereafter respectively keep an Account of every Corpse burried in such burryal place, according to a form hereunto annexed (with a copy of which he shall be furnished weekly by the Clerk of the City and County of New York) under [286] a penalty of Ten Dollars for every Corpse burried as aforesaid, and not contained in such Account.

And be it Ordained by the Authority aforesaid that such Sexton or other person having charge of any burrying place in this City, shall once in every eight days, return such account, signed by him, to the Clerk of the City under the penalty of twenty dollars for each neglect.

And be it further ordained by the Authority aforesaid, that it shall hereafter *by* [be] the duty of every Physician or person practising Physick in this City, within forty eight hours after the death of any person whom he may [have] attended as such, to deliver to the Sexton, or person having charge of the burrial ground where the said deceased shall be *shall be* burried, or leave at the office of the Clerk of this City

a note or memorandum in writing, with his Signature, stating the diseas whereof such person died, under a penalty of Twenty five dollars for each neglect.

And be it further Ordained, by the authority aforesaid, that the Clerk of the City for the time being, shall cause to be published weekly, in one or more of the daily papers printed in this City, an Accurate list of deaths of the week preceding, so to be reported to him, with the Age, sex, and disease of each person so dying.

Form of the Sexton's return.

An accurate List of interments in the burrying ground belonging to..... Church whereof.....is Sexton, from the ..... day of ..... last to .....

A. B. Sexton.

Names	age	Street	from what Country	when died	what desease	Remarks

[287] Resolved that Benjamin Clarke and James Hearne be, and they are hereby appointed Measurers of Grain.

Resolved, that the Recorder take such measures as he shall conceive most proper to prevent this City from becoming chargeable with the maintena[n]ce of passengers arrived in the Ship Nancy from Sligo.

Resolved, that this Board do meet on thursday next at four o'clock to appoint a Superintendant of the Alms house and that Mr Skatts give notice to the members of such meeting.

Resolved, that the Mayor issue his Warrant on the Treasurer to pay the following Accounts, to wit.

Warrants

No 57.	Nicholas Lawrence, for City Watch.....		$213. 6
58.	William Van Wart	do	213. 6
59	Hugh Gobel	do	155.31
60.	Magnus Beekman	do	155.31
61.	Thomas Hazard, for cleaning & lighting Lamps.....		233.48

The following receipt of the Cashier of the Bank of New York was read and filed.

New York, October 21, 1801, Received this day from Edward Livingston, Esq[r] six thousand three hundred & sixty seven dollars & fifty Cents, in full for interest on a Bond given by the Corporation of the City of New York to the Bank of New York, to the first instant, & nine thousand dollars on Account of the principal, & I have given duplicate receipts for the same.

Charles Wilkes Cas[r]

Resolved that the chamberlain return to this board, a complete list of the common lands, what lots have been sold, and what not, and how far the terms of the sale lately made have been complied with, and which of the purchasers have paid the quit [rent] imposed agreeable to the sale. And also, a complete list of the Lots leased or to be leased.

A Petition from William Mooney for the Butcher's stand, N° 19, in the Fly market, was read. and postponed to *to* the next regular meeting.

[288] At a Common Council, held October 29[th] 1801.

Present, Edward Livingston, Esquire, Mayor,
John B. Prevost, Esquire Recorder.

Selah Strong	Esq[rs] Aldermen.	William W. Gilbert	Assistants
Mangle Minthorne		John Nitchie	
John Bogert		Philip Brasher	
Jotham Post		Henry Verveelen	
Robert Lenox		Nicholas Carmer	

The Board according to the Order of the late meeting proceeded to the election of Superintendant of the Alms house, whereupon on inspecting the Ballots, it appearing that Richard Furman had six Votes, and Jacob Morton five Votes, the said Richard Furman was accordingly elected, And Thomas Eddy was also duely elected third Commissioner of the Alms House.

Cornelius Vandenbergh was appointed a Butcher, and to have a Stand assigned him by the Mayor, in the Exchange Market.

The Recorder, Alderman Strong, and M[r] Brasher, were appointed a Committee to confer with the President and Director of the Bank of New York, relative to an Exchange of their property at the corner of Broadway and Cedar Street.

Resolved, that Ordinances do pass for continuing Broadway through the Lands formerly belonging to Robert Randall deceased, and also, to continue Broadway until it meets the Bowery lane, agreeably to the present Map of the City.

[289] City of New York } ss. At a Common Council held at the Alms House, on the second day of November, 1801.

Present. Edward Livingston, Esquire, Mayor.
John B. Prevost, Esquire, Recorder

Mangle Minthorne Joshua Barker John Bogert Selah Strong John B. Coles	Esquires Aldermen	Philip Brasher Henry Verveelen Nicholas Carmer William W. Gilbert John Nitchie	Assistants.

The common Council visited the Alms House and Bridewell.

The following resolution was unanimously passed.

The Common Council having determined to put in effect, the resolution of this board, confirming the report adopted on the 5th of October last for the appointment of a Superintendant of the Alms house, Resolved that the thanks of this board be given to the present Commissioners of the Alms house for their disinterested services, and that the Clerk be directed to give them respectively a certified copy of this resolution, and of the report containing the arrangement which has taken place, rendering their further attendance unnecessary in that capacity.

Ordered that the Clerk be directed to deliver to the late keeper of the Alms house, a Copy of the said Report, adopted on the 5th day of October last, by which his office was vacated as incompatable with that of Superintendant.

Alderman Coles, Alderman Strong and Mr Nitchie were appointed a Committee to ascertain whether the allowance at present made to the Bakers be sufficient, and if not, what will be a reasonable allowance, and to report thereon at the next meeting.

Ordered that the Mayor be authorized to expend a sum not exceeding two hundred Dollars, for making such improvements as he shall think proper to the Battery.

It was declared that a Court of special sessions of the Peace, with *with* a Grand Jury for the City and County of New York, be held at he City Hall on Tuesday the tenth instant.

[290] Mr Recorder, Alderman Bogert, and Mr Gilbert were appointed a Committee to Report whether it will be proper [to have] a garden or gardens for the employment of Paupers, and if so, what ground belonging to the Board, will be most suitable for the purpose.

The auditing Commitee, upon examining the accounts of the Commissioners of the Alms house, Report as follows:

City of New York, Novr 2d 1801.

We the subscribers, auditors of Accounts appointed by the Corporation

Report, That we have examined the Accounts in the foregoing pages, and in comparing them with their respective vouchers, do find them right. And that the expenditures of the Alms house since the first of August last, amount to three thousand, five hundred and ninety four pounds, ten shillings and five pence, and that by a statement in the Alms house Ledger, there appears to be a balance in the hands of the Commissioners, due to the Corporation of the City of two hundred and fifty three pounds, sixteen shillings and nine pence.

Selah Strong
Philip Brasher } Auditors

The same Committee in examining the Accounts of the Commissioner of the Bridewell, also reported, as follows,

City of New York, No 2: 1801.

We the Subscribers, auditors of Accounts, appointed by the Corporation of the said City. Report that we have examined the foregoing accounts, and on comparring them with their respective Vouchers do find them right, and that there has been expended for support of the Bridewell and County Jail, and for raw materials since the first of August last, Nine hundred and nine Pounds, and nine pence, & that, by a statement in the Ledger of the Alms house and Bridewell, there appears to be a balance in the hands of the Commissioners, due the Corporation of the City of one hundred and ninety three pounds seven shillings and one penny.

Selah Strong
Philip Brasher } Auditors

It was thereupon ordered, that the aforesaid balance of monies in the hands of the late Commissioners of the Alms house and Bridewell be paid to the present superintendant, amounting to Four hundred and forty seven pounds three shillings and ten pence

[291] The following Gentlemen were appointed Inspectors of the ensuing election of Charter Officers of this City.

For the first Ward..... Peter Schermerhorne
For the second Ward..... John Othoudt
For the third Ward..... Isaac Burr
For the fourth Ward..... Jacob Abramse
For the fifth Ward..... Abraham Bloodgood
For the sixth Ward..... Anthony Lespenard
For the seventh Ward..... Thomas Ivers.

Ordered, that the election for the first Ward, be held at Trinity Church, For the second Ward, at the City Hall—for the third Ward, at the North Church—for the fourth Ward at S^{t} Pauls Church, For the fifth Ward, at the Friends Meeting House in Pearl Street. For the sixth Ward, at the Bridewell, and for the seventh Ward, at the house of Cornelius Van Ranst in the Bowery.

Ordered, that the Mayor issue his Warrant on the Treasurer to pay.

N^{o} 62.	Peter Field, for attending the public Clocks.....	$50.
63.	Joseph Webb, for repairing the public Lamps.....	$11.56
64.	Jacob Morton, W^{m} Johnson, John Wells, and Samuel Jones Jun^{r} for attending as Justices at the Justice Court.....	$294.

At a Common Council, held November 9th 1801.

Present, Edward Livingston, Mayor, Esquire,
John B. Prevost, Esquire Recorder.

John B. Coles	Nicholas Carmer
John Bogert	John Nitchie
Selah Strong	William W Gilbert
Robert Lenox } Esq^{rs} Aldermen	Philip Ten Eyck } Assistants.
Mangle Minthorne	Philip Brasher
Joshua Barker	John P. Ritter
Jotham Post	

[292] The Committee appointed at the last meeting to report to this board upon a reasonable allowance to the Bakers. Reported as follows, to wit.

That in their opinion, two dollars for baking one hundred and twelve pounds of Flour, will be a suitable allowance to the Bakers.

That one hundred and twelve pounds of Flour will produce one hundred and forty four pounds of bread, baked into close loaves, and that an assize agreeable to this calculation making a reasonable allowance in the weight of what is commonly called split or twisted Loaves, will be proper for the board to adopt.

And further, that it will be proper for an assise to be published every saturday for the ensuing Week, and that no alteration be made in the assize on any other day, and that no parts less than an ounce be calculated in the shilling loaf.

New York, November 9th 1801.

John B. Coles,
Selah Strong.

Wherefore a question being taken upon the adoption of the said report, it was carried in the affirmative as follows

For the affirmative,

Aldermen	Coles,	Mr	Carmer
	Bogert,		Nitchie
	Strong,		Gilbert
	Minthorne		Ritter
	Barker		
	Post		

For the negative

Mr	Recorder	Mr	Ten Eyck,
Alderman	Lenox,	Mr	Brasher.

Ordered, that an Ordinance do pass this board agreeably to the said Report, but it being suggested [they] had not taken into consideration whether the aforesaid allowance was suitable as to rie flour, the said report was recommitted to further consideration.

The Recorder, Alderman Lenox, and Alderman Coles were appointed a Committee to bring in a Bill for the appointment of a Comptroller to this board.

John Quackenbos was appointed Inspector of Bread, and Abraham Manning and Henry Hyde were appointed Freemen. William MacIntosh was [293] appointed Physician to the Alms house.

The Recorder, Alderman Strong and Aldn Lenox were appointed a Committee to report regulations for the medical department of the Alms house.

The Chamberlain having made a report of the purchasers of Common Lands, and of the Deeds yet remaining in the Office the same was recommitted to him, with due to report more fully agreeably to the former Orders of this board.

The Street Commissioners, to whom was referred the Petition of Saltus, Son and company and others for paving South Street, from Conties to the old slip, and the east side of Coenties Slip from front

to South Street Report, that they have examined and caused a survey to be made of the said streets, and are of opinion, it would be of public utility to fill in & pave the same, agreeably to the Survey herewith presented.

New York: 31 Oct^{r} 1800

Richard Furman
John Bogert.

Thereupon it was Ordered that an Ordinance do pass for paving South Street from Coenties to the Old Slip, and the east Side of Coenties Slip from front to South Street, agreeably to the said Report; and Abraham Brinckerhoff, Abraham Varick, John Suydam John Duffie, John Hastier, were appointed assessors to *to* carry the aforegoing ordinance into effect.

The Chamberlain presented the following assessment of taxes to be collected in the different Wards of the City of New York for the Year 1801.

State Tax on the total valuation of real and personal estates in the City and County of New York.

On 21,964,037 at $\frac{1}{1000}$ pr dollar	21,964.
For the City and County charges	80,000.
Arrearage and expences of tax Books	8,727.26
Dollars	110,691.26

First	Ward	1958975	370037	2329012	11,412.16
	Second ...	3726670	384004	4110674	20,142.22
	Third	2700900	450925	3151825	15,759.12
	fourth	2199950	290125	2490075	12,201.36
	fifth	2393344	319867	2713211	12134.
	sixth	2099235	238179	2337414	.26
iss^{d}	Seventh ..	1820864	213547	2034411	10.734. 5
N^{o}	ditto ..	2026307	199883	2226190	
	Harlem ...	527090	44135	571225	1827.71
	Real estate	19453335	2510702	21964037	Dollars 110,691.26
	Personal..	2510702		New York, Nov^{r} 4, 1801.	
				Daniel Phœnix, City Treasurer.	
		21964037			

[294] The City Treasurer presented a balance of intestate Estates which remain after having been advertised since the month of May last Ordered the same be filed.

Ordered, that the Mayor issue his Warrants on the Treasurer, to pay

	No		
Warrant	65	Hugh Gobell, for City Watch.....	$155.31
"	66	William Van Wart, for do	"213. 6
"	67	Nichs Lawrence, for do	"213. 6
"	68	Magnus Beekman, do	"155.31
"	69	William Peterson, for Watchmen's Caps.....	" 88.
"	70	Daniel Phœnix, for Cash paid in carrying out the Tax-Books of the different Wards.....	"211.

At a Common Council, held November, 16th 1801.

Present, Edward Livingston, Esquire Mayor.
John B. Prevest, Esquire, Recorder.

John Bogert		William W. Gilbert
Robert Lenox		Henry Verveelen
Mangle Minthorne	Esquires	Philip Brasher
Selah Strong	Aldermen.	Nicholas Carmer
John B. Coles		Philip Ten Eyck
Joshua Barker		John Nitchie

Assistants.

Mr Recorder, Alderm Coles, Alderman Lenox, Mr Gilbert, and Mr Barker, were appointed a Committee, to procure and report plans for a publick building to be erected contiguous to the Bridewell and Alms house, and to expend such sum, not exceeding $500, as they shall think necessary for that purpose.

The Street Commissoners, to whom was referred the Petition of George Lindsay and others relative to the paving Magazine Street from Broad way to Little Ann Street, Reported, that he has examined the situation of the said Street and is of opinion, that [295] it would be proper to grant the prayer of the Petitioners

New York, Novemr 16. 1801. John Bogert

Ordered, that an Ordinance do accordingly pass for the paving of the said street, agreeably to such report, and that Philip Buckel, Anthony Brenn, John P. Groshon, Peter Earl, and Jacobus VanVeelen be appointed assessors for that purpose.

An estimate and assessment for paving Catharine Street, from Broad way to Little Ann Street was read & filed. Ordered, that Arthur Smith [be] appointed to collect the same.

The Petition of Samuel Bowne, junior, for the remission of a penalty for an offence against the building Law, was read & granted

A Petition for opening and levelling Branner Street, from Greenwich Street to the broadway, was received and referred to the Street Commissioners, together with the Alderman and assistant of the seventh Ward.

The Petition of Daniel N. Train, praying the term of one year, for the payment of a penalty lately recovered against him for an offence against the building law was granted upon his giving such security therefor as the Recorder shall approve.

A Petition of Daniel Van Voorhes was received, and postponed, he having applyed to be Weigh Master.

The following Ordinance passed the board;

Be it Ordained, by the Mayor, Aldermen and Commonalty in Common Council Convened, and it is hereby Ordained by the Authority of the same, that no boat or vessel of any description, whatsoever (except the Paulus hook ferry boats) shall be allowed to come into, or lay in Cortlandt's Slip—But that the said Slip shall be, and the same is hereby assigned to and for the sole and uninterupted use of the said Pauls' hook Ferry boats, and if any boat or vessel of any description whatsoever shall, or do come into, or lay into the said Slip contrary to this Law, the master, owner or possessor of such boat or Vessel, shall forfeit and pay a fine the sum of Forty shillings for each and every tide s*h*uch boat or Vessel shall lay or remain in the said Slip.

Certain documents for claiming the property of Zenah Stetion, late commander of the ship Magnet was received and referred to the Recorder.

Francis Gantz, Ship Carpenter, N° 35 East George Street, was admitted Fireman, to Engine N° 22 in the room of Wilkes Rowlandson, resigned. Elijah Fountain, Shoemaker, N° 207, Greenwich [296] Street, to Fire Company N° 3 in the room of John Forsyth, resigned. John Tuckness of N° 47 Broad Street, Baker, to Engine, N° 11, in the room of Peter Van Schiver removed from the City. George Buckmaster, boat builder, N° 72 E George Street, to Engine N° 22, in the room of Simeon Skilling, resigned James Gratton, Taylor, N° 62 East George Street, to engine N° 22 in the room of Isaac Doughty, resigned. Alexander Hutcheson, N° 311 Washington Street, Grocer, to Engine N° 24, in the room of Charles Warner resigned. and Gerardus Burgur, N° 59 Front Street, Blockmaker & John R. Willis, N° 5, Rosevelt Street, Iron Monger, to Fire Company N° 18, in the room of Samuel B. Embree, resigned. and Richard T Lawrence, deceased.

Alderman Bogert, M^{r} Brasher, and the Clerk, were appointed a Committee of arrangement for the 25th of November, next being the

anniversary of the evacuation of this City by the troops of the British King And it was also Ordered, that a sum, not exceeding, $400. be expended by that Committee, for procuring a new Flag for the Battery, and amunition for the day.

Ordered, that the Committee of arrangements be instructed to invite the Vice President of the United States, the Judges of the Supreme and Circuit Courts of the United States, the Chancellor and Judges of the Supreme Court of this State, and the Commanding Officer of the day, to dine with this board on the 25 instant.

Abraham Manning, and Henry Hyde, appeared, and took the Oaths, prescribed by law as freemen of this City.

Ordered, that John Palmer, confined at the suit of this board, be released from imprisonment upon his paying the Sheriffs, the Jaylers, and also the costs of Suit.

The application of William Cammeyer Camire respecting a building was referred to the Alderman and assistant of the first Ward.

Ordered, that the Fines of Joseph Blackwell and Isaac Sebring, for offence against the Law to prevent incumbering in the City be remitted.

Ordered, that the Fine of William Darris, for an Offence against the late Ordinance, to regulate the Carting of Manure, be remitted.

Ordered, that the Mayor issue his Warrants on the [297] Treasurer, to pay

	No		
Warrant	71	The Proprietor of the Daily Advertisor for printing the City Treasurer's Acct.....	$50.
"	72	John W. Elsworth, for repairing Lamps.....	5.62
"	73	Rinier Skaats, as Doorkeeper and messenger.....	57.50
"	74	Michael Brooks, for repairing and glazing Lamps.....	127.15

On motion of the Recorder, the resolution following was Adopted

Resolved, that a Warrant be issued for six thousand dollars, and the Chamberlain be directed to place that sum into the Bank of New York, to be subject to the drafts of the Superintendant of the Alms house in conformity to the Article Sixth of the regulation reported and adopted on the 6th October last.

Alderman Coles of the Committe[e] to report upon the assize of Bread, presented the following Resolution,

That it shall be the duty of the Chamberlain, to publish every Saturday in each of the daily News papers printed in this City an assize of bread for the succeeding week. That in fixing such assize, a barrel of Flour shall be calculated to produce four thousand and

thirty two ounces of bread, baked into close loaves, and to ascertain the price of a shilling loaf, the said Chamberlain shall, divide the said number of ounces by a number equal to the number of shillings a barrel of flour may be worth at the time of fixing the assize, and twenty eight shillings added thereto as a Compensation for baking allowing fractions less than an ounce in favor of the baker, so that when the price of Flour is per barrel..... 72 shillings
Compensation for baking..... 28 shillings

100 shillings

A barrel of flour producing 4032 ounces. divided by 100 makes a shilling loaf weigh 40 ounces throwing away the fraction

A Question being Taken upon the aforegoing Resolution upon a division the same was carried in the affirmative as follows. to wit

For the affirmative		For the negative	
Alderman Coles	Mr Verveelen	Mr Recorder	Mr Brasher
Bogert	Nitchie	Ald: Strong	Ten Eyck.
Minthorne	Carmer	Lenox	
Barker	Gilbert		

[298] Resolved that the Clerk be directed to prepare an Ordinance and to report the same to this board at an extra meeting of this board on Wednesday next at ten oclock in conformity to the preceding resolution

Resolved that the Chamberlain be directed to report to this board at their next meeting the whole amount of his Commissions and perquisites for the last Year as Treasurer and Chamberlain of the City of New York.

At a Common Council, met November, 18, 1801.

Present Edward Livingston, Esqr Mayor
John B. Prevost, Esquire Recorder

Mangle Minthorne	Esqu[i]res Aldermen	William W. Gilbert	Assistants
John B. Coles		Philip Brasher	
Selah Strong		John P Ritter	
John Bogert		John Nitchie	
Robert Lenox		Nicholas Carmer	
Joshua Barker		Philip Ten Eyck	

The following Ordince was passed

An Ordinance to amend the late Ordinance regulating the assize of Bread.

Be it Ordained by the Mayor, Aldermen and Commonality of the City of New York in Common Council convened, and it is hereby

ordained by the authority of [299] the same. That it shall be the duty of the Chamberlain to publish every Saturday in two of the daily News papers printed in this City, an assize of bread for the ensuing Week, according to the forms hereunto annexed. And be it further Ordained, by the authority aforesaid, that in fixing the assize the said Chamberlain shall estimate a Barrel of flour to produce four thousand and thirty two ounces of bread, and in order to ascertain the weight of a shilling loaf of the respective qualities of flour, the said number of ounces shall be divided by a number equal to the number of shillings a barrel of flour of such quality may be worth at the time of fixing the assize, and the number twenty eight added thereto (being twenty eight shillings allowed the baker) and the quotient will be the number of ounces a shilling loaf shall weigh, in the following manner

Suppose a barrel of fine flour.....	72	Shillings
Compensation for baking.....	28	dº
	100	

divide 4032 by 100 the quotient will be 40 $^{32}/_{100}$ being the ounces the shilling loaf must weigh, and

That whenever the fractional parts are half an ounce less than the whole number, they shall be taken off the Loaf and when more added to it.

And be it further ordained by the authority aforesaid, that the Inspector of bread shall, when *the* inspecting bread make such allowance as in his Judgement may be just for any deficiency of weight in what is commonly called split or twisted loaves.

And be it further ordained by the authority aforesaid, that it shall be the duty of the Chamberlain to deliver an Account of the assize he may so establish to the Inspector of bread, or any Baker wherever called upon so to do.

Form of Assize to be published

		shilling loaf	six penny loaf
Superfine wheat flour	shillings	oz	Ounces
fine middling flour..	shilling	ounces	ounces
Rye flour	shilling	ounces	ounces

City of New York signed Chamberlain

James Cregier, of Nº 8 Chestnut Street, was appointed Foreman to the fire company, Nº 16, in the place of Peter Wynkoop resigned

Letters from James Roosevelt, candidate for the office of Alderman and John P Ritter assistant in the fifth Ward, demanding a Scrutiny, were received—Ordered thereupon that the same be granted, and that this board will meet on thursday the 26th day of November instant,

at three o'Clock in the afternoon for the purpose of determining upon such scrutiny.

Ordered, that the rival candidates at the late Election in the fifth Ward be directed without delay, to give to the Clerk of the City a written notice of the Votes to which they shall object, and that the Clerk shall furnish to the said Candidates respectively a Copy of the names of the Votes so objected to by his opponent.

[300] At a Common Council held on Monday November 23d 1801.

Present. Edward Livingston Esquire, Mayor
John B. Prevost Esquire Recorder

Selah Strong John B Coles John Bogert Mangle Minthorne Joshua Barker Robert Lenox	Esquires Aldermen	William W Gilbert Philip Brasher Nicholas Carmer Philip Ten Eyck Henry Verveelen John Nitchie John P Ritter	Assistants

The Clerk presented to this Board the Poll lists taken at the late election of Charter Officers in this City held on Tuesday the Seventeenth instant by which it appears that the following persons are returned as having the greatest number of votes—to wit

	John B Coles Esquire	Alderman
	John Nitchie	Assistant
For the first ward	William G. Forbes	Collector
	Thomas Ellison, Jacob Crockeron	Assessors.
	Philip Fulkerson, David Concklin	Constables
[301] For the Second ward.	Robert Lenox Esquire	Alderman
	Philip Ten Eyck	Assistant
	Edward Lyde and Thomas Maule	Assessors.
	Cornelius C Wynkoop	Collector
	John S. Delamater, James W. Green	Constables
For the Third ward	Selah Strong Esquire	Alderman
	Philip Brasher	Assistant
	John Vanderbilt, Jonathan Pearsee Senr	Assessors.
	Hugh Montgomery	Collector
	Samuel Stockwell, Benjamin McDowell	Constables

For the Fourth ward	Cornelius C Roosevelt Esqr Alderman
	Peter H. Wendover Assistant
	William G. Miller, John Utt } Assessors.
	Benjamin Romayne Collector
	John Rains, James Thomson } Constables
For the Fifth ward	Philip J. Arcularius Esqr Alderman
	James Drake Assistant
	Abraham O Bogert, Lewis Hartman } Assessors.
	David Harriot Collector
	Joseph Dunkley, Samuel Montgomery } Constables
For the Sixth ward	Joshua Barker Esquire Alderman
	Henry Verveelen Assistant
[302]	John T. Banta, James Riker } Assessors.
	Anthony Brown Collector
	Abraham Manning, John Ackerman } Constables
For the Seventh ward	Mangle Minthorne Esquire Alderman
	William W Gilbert Assistant
	Uriah Burdges, Daniel Kingsland } Assessors
	Abraham Van Gelder Collector
	Jonathan Allen, Abraham A Fonda } Constables
Harlaem Division	William Molenaer, Jacobus Dikeman } Assessors
	Jacob Meyer Collector
	Gilbert Brown, Blase Moore } Constables

Ordered that the City Treasurer be directed to report the amount of his Commissions on the sale of intestate estates.

The Recorder, Alderman Lenox and Alderman Strong were appointed a Committee to apologize for the delay in sending invitations for the public dinner on the 25th instant

Ordered that the different Piers in this City be hereafter known and designated by numbers progressively beginning at the Battery and [303] that the same be numbered under the direction of the Street Commissioner.

The account of Jonathan Pearsee senior for his Salary as Inspector of bread was recommitted to the auditing Committee.

Hercules Mulligan was appointed an Inspector of Wood in the room of John Brogden deceased.

The petition of Rossieur and Roulet for liberty to erect a drain from their Lot N° 73 Greenwich street into the North river was received and referred to the Street Commissioner.

Resolved that the Fire buckets laying in this hall be examined by the Chief Engineer and such as shall be not too much injured be repaired at the expence of the Corporation and hung up in the lower part of the hall where the Owners can take them away, or that they can be easily taken down to be used at any Fire.

The Recorder to whom was referred the application claiming the property of Zenas Stetson deceased, reported as follows to wit

"That Zenas Stetson late of Pownalborough, Massachusetts Mariner, died in this City during the fever in 1799. That in November in the same year the Chamberlain took out letters of administration under the Act of this State passed the first of April 1799. That a balance of 393 $^{39}/_{100}$ Dollars remaining in his hands he caused the amount thereof to be published in the form prescribed by the said Act, and that the Six months thereafter expired on the twentieth instant That Samuel Adams of Massachusetts has taken out administration of the goods and chattels of the said Intestate in that State and by his letter of attorney bearing date the twenty sixth day of September 1801 hath authorized Stephen Clough to demand [304] and receive Such balance. That upon such request the Chamberlain requests the direction of the Board in the premises and whether the application of the said Stephen Clough is such as to prevent his passing of the balance to the Mayor, Aldermen and Commonalty as directed by the said Act on the said 20th of November. If not whether the Board will direct the payment under the power of the administrator duly proved.

From the foregoing statement I am of opinion that the Board will not be justified in ordering the payment of the balance to M^{r} Clough and that the same ought to be paid into the Treasury to the credit of the Mayor Aldermen and Commonalty of the City of New York to be disposed of as directed by the fourth Section of the said Act. Until the Wife or Children if any there be, or the next of kindred to the intestate shall appear to claim the same.

J B Prevost
Recorder of New York

Ordered that the Recorders report be confirmed.

The petition of Caleb Mudge to be appointed a Weigher of hay, and for liberty to erect a hay scales at Harlaem was received and referred to Alderman Coles. and to the Alderman and assistant of the Seventh ward.

[305] In Common Council, November 26, 1801.

Present Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

Jotham Post	Esquires Aldermen	John P Ritter	Assistants.
Mangle Minthorne		John Nitchie	
Joshua Barker		Henry Verveelen	
Selah Strong		Philip Ten Eyck	
Robert Lenox		Nicholas Carmer	
John B Coles		Philip Brasher	
John Bogert		William W Gilbert	

The following resolution was passed.

Resolved that the rival candidates do immediately furnish this board with a list of the voters objected to by them respectively at the late election of the 5th ward for Alderman and Assistant and that such list be accompanied with the following oath or attestation to wit

"I do solemnly and sincerely swear that I know or am informed, and have good reason to believe that the persons to whose names I object as voters for Alderman and Assistant in the fifth ward were not qualified to vote at the last election for charter officers in the said ward

Mr Recorder Alderman Coles & Mr Gilbert	Were appointed a Committee to draft and report proper rules of proceeding for conducting the Scrutiny

[306] Resolved that the Scrutiny be postponed until tomorrow afternoon at 3 o'clock. that this Board meet at such time for the purpose of proceeding therein in the large Court room, and that the Doors be open for the reception of Spectators.

Resolved that one Council only shall be heard on each side upon any single question that may arise upon the present scrutiny

In Common Council. November 27. 1801

Present. The same as yesterday

The Board having made progress in the Scrutiny adjourned to meet tomorrow at 3 o'clock P M.

In Common Council. November 28. 1801

Present. The same as yesterday

The Board resumed the consideration of the Scrutiny

It appearing that Joshua Barker Esquire and thirty eight other persons had purchased a House and Lot of ground in Frankford Street, which purchase was admitted to have been made for the purpose of entitling them to vote at the late Election in question, and it being objected on the part of Mr Roosevelt, that the same did not invest the purchasers with a legal title to vote

[307] 1. Because the deed was not executed on the day it bears Date.

2 That the Consideration money had not been actually paid by the purchasers.

3. That the Conveyance was not absolute and bona fide but that some secret trust subsisted to reconvey to the Grantor

4. That the property is not worth the sum of Two thousand Dollars being the consideration stated to have been paid for the same. and is therefore insufficient to entitle the grantees in the conveyance thereof, to vote. and

5. That the same being a purchase made for the purpose of voting at an Election was contrary to Law.

Evidence was introduced to prove the fairness and regularity of the purchase, and also the value of the property

With respect to the latter point the Testimony stood as follows.

On the part of Mr Roosevelt Daniel Hitchcock and Valentine Shimeal were sworn

Mr Hitchcock deposed that he is well acquainted with the property in question. that he was an Assessor under the Government of the United States. That he has frequently viewed the property. that he Assessed it. That in the Assessment book it stands rated at $1000. That he thinks he may be a tolerable judge of its value. That at the Extent he believes it not worth more than £600

Upon his Cross examination, he admitted, that he had not made any accurate view since the Scrutiny. that he had never been in the upper lofts or stories of the building. And that it is customary upon assessments to under value property

[308] Mr Shimeal testified that he knows the Lot. that he is not acquainted with the value, that Lots will sell higher at one time, than another. That he would take 2200 dollars for a full Lot. That one Lot in the neighborhood lately sold for two thousand dollars. That it

is impossible for him to estimate the value of any Lot. That he could not tell what he would give for the Lot in question. If he wanted it, he could tell what he would give for it.

Mr Peter Bonnet. Mr Forbes. Abraham Bloodgood and John Bedient were introduced as witnesses on the part of Mr Arcularius to establish the value of the property.

Peter Bonnet. declared that he lives in the neighborhood. is a competent judge of the value of property. is well acquainted with the property in question. And that if it were his he would not take Two thousand Dollars for it.

Forbes deposed, that he has a Lot in the Neighbourhood which he estimated at 1900 dollars. And that he would not take less Money for it. That the Lot in question is a better stand. that he thinks it worth the consideration money.

Abraham Bloodgood declared his firm belief that the property was really worth the consideration paid for it

John Bedient testified that he is well acquainted with the Lot in Question. That it faces a street. That some time in [309] March last, and before the first of April he talked about purchasing it. That Mr Bloodgood then asked between £800, and £900 for it. That he did not think it overrated at the time, and retains the same opinion still

After hearing the arguments of Council upon the subject the board postponed the consideration of the Scrutiny until Tuesday the 1st day of December next.

Ordered that leave be given to Roussier Roulet and Company to erect a drain agreeably to their petition.

In Common Council. November 30, 1801

Present John B Prevost Esquire Recorder

John Bogert Selah Strong Mangle Minthorne John B Coles Jotham Post	Esquires Aldermen	Nicholas Carmer John P Ritter John Nitchie Henry Verveelen Philip Brasher Philip Ten Eyck	Assistants.

The Recorder presented the draft of an ordinance* for the appointment of a Comptroller to this board.

[310] Alderman Bogert and Mr Carmer presented Letters to this board stating that a number of persons not entitled to vote were ad-

* Foot note reads *Vide Minutes of Septr 6. 1802 where this ordinance is at full length.*—ED.

mitted at the late Election in the fourth ward in behalf of Cornelius C Roosevelt and Peter H Wendover and demanding a scrutiny into the same. It was thereupon Ordered that such Scrutiny be granted and that regulations be adopted. Similar to those which were ordered relative to the Scrutiny of the fifth ward.

A representation from Jones, Son & Clinch and others, that it is difficult to procure Weigh Masters and recommending the appointment of an additional number was received and referred to future consideration

An application to appoint James W. Dominick, joiner in Catharine Street a fireman of Company N° 2 was received and postponed.

An application to appoint John Randall Barber living at N° 122 Front Street, a Fireman of Company N° 13 in the place of James W Lent resigned was also received & postponed

The draft of an Ordinance for the better regulation of the Inspectors of Firewood was laid before the Board

[311] The petition of Asa Miller to be relieved from a prosecution for not repairing the Street adjacent to his house was read and refused.

A petition from Alexander Gifford and John Walker for liberty to erect a temporary shed in Warren Street was refused.

Alderman Barker moved that the Mayor be authorized to vote on the part of this board at the next Election for Directors of the Manhattan Company. Mr Nitchie moved as an amendment that a person be appointed by ballot for that purpose which latter motion prevailed. Upon a ballot it appeared that the Mayor had 3 votes The Recorder 1 vote and Mr Brasher 8 votes Accordingly Mr Brasher Was duly appointed to vote in behalf of this board for Directors of the Manhattan Company

It was also resolved that the Common Seal of this board be affixed to a copy of the resolution authorizing Philip Brasher to vote on behalf of the Mayor, Aldermen and Commonalty of the City of New York at the next Election for Twelve Directors and that the Mayor subscribe the same in behalf of this Board.

It appearing to this board that great inconvenience is sustained in consequence of having several Streets designated by the same names Ordered that the Street Commissioner be directed to attend to the completion of the New Map of the City and that he be authorized [312] to employ Mr Richard Furman to assist him in the execution of that duty.

Resolved that an Ordinance do pass for paving the foot path of

Greenwich Street from Jay to Prevost Street under the direction of the Street Commissioner within fourteen days or that a penalty of twenty five dollars be laid upon the proprietor or occupant of every twenty five feet.

Ordered that the Committee appointed for devising a proper plan for the regulation of Public Roads report by the next meeting.

Ordered that the Mayor issue his Warrant on the Treasurer to pay.

Nicholas Carmer, in advance for public repairs..... $800

[313] In Common Council. December 1. 1801.

Present. Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

Joshua Barker, Selah Strong, Jotham Post, John Bogert, John B Coles, Mangle Minthorne — Esquires Aldermen

John Nitchie, Philip Brasher, Henry Verveelen, Philip Ten Eyck, Nicholas Carmer — Assistants

The following report was read and filed.

New York Decr 1. 1801

As the Season is so far advanced, the paving of the East side of Coenties Slip and South Street would be attended with many difficulties we therefore are of opinion that it would be highly improper to have it paved until early in the spring, and would therefore advise the proprietors to defer that business for the present, and in that case we will report to the Corporation accordingly.

Abraham Brinkerhoff, John Suydam, John Hastie, John Duffie — Commissioners appointed by the Corporation

[314] A petition from Ten Eyck and Jones to defer the paving of the said Street was also received Ordered that the consideration of the said report and petition be postponed

An estimate and assessment for paving and regulating Barley Street from Broadway to Little Ann Street was received and filed. Ordered that the same be collected by Anthony Brown

A petition from Silvanus Crosby stating that 4 barrels of Rye meal and 6 barrels of buckwheat meal had been seized for want of inspection, and that under the circumstances of his case the Inspector is willing to give up the seizure provided the board will relinquish their claim. Ordered that the right of this board be relinquished in favor of the petitioner

The board resumed the further Consideration of the Scrutiny in the fifth ward and having made considerable progress therein adjourned to meet tomorrow afternoon at 3 o'clock

[315] In Common Council, December 2, 1801

Present. Edward Livingston Esquire Mayor

John B. Prevost Esquire Recorder

John Bogert	Esquires Aldermen	William W Gilbert	Assistants
Mangle Minthorne		Philip Ten Eyck	
Selah Strong		Philip Brasher	
Jotham Post		Nicholas Carmer	
Joshua Barker		John Nitchie	
Robert Lenox		Henry Verveelen	
John B Coles			

The Common Council having made further progress in the Scrutiny adjourned to meet again tomorrow afternoon at 3 o'clock.

In Common Council, December 3d 1801

Present. The same as yesterday

The Board went into a further investigation of the Scrutiny and adjourned to meet tomorrow at 3 o'clock in the afternoon

[316] In Common Council, December 4, 1801

Present Edward Livingston Esquire Mayor

John B Prevost Esquire Recorder

Joshua Barker	Esquires Aldermen	Henry Verveelen	Assistants
Mangle Minthorne		Philip Brasher	
Selah Strong		William W Gilbert	
John Bogert		Nicholas Carmer	
John B Coles		John Nitchie	
Robert Lenox		Philip Ten Eyck	
Jotham Post			

A petition from Philip Ardle relative to bread seized for being too light, stating that the same arose from accident in overheating the oven was referred to the Inspector of bread.

The board having heard the arguments of Council upon the scrutiny retired to the Council room to decide thereon.

The decision of the following cases of contested votes having been deferred until this evening. The board proceeded to take the questions upon the same

[317] Edward Sands

Had agreed to purchase a lot of ground, and under that agreement was in possession of the same. he produced a written contract with a deed annexed to it but the deed was not executed. he had paid no part of the actual consideration, but had paid upwards of £20 as interest upon the purchase money which he considered as part of the consideration. He was in possession of the property when he voted, had improved it, and stated it to have risen more than £20 in value since the purchase

The question being taken Was the vote of Edward Sands good? It was decided unanimously in the negative

James K. Delaplaine

It appeared that Mr Delaplaine had been possessed of a freehold, but that some time ago intending to leave the State, he executed a conveyance to Gilbert Everingham and also suffered a Judgment to be entered against him in favor of Everingham for $3000. An affirmation of Mr Everingham was produced stating that the only purpose of such conveyance was to secure about $500 due to him from Delaplaine. That such was the agreement when the conveyance was executed and that upon its payment he is bound to deliver to Delaplaine all vouchers respecting the property. The Judgment was for the same consideration, and the value of the property beyond the incumbrance sufficient to entitle the holder to a vote.

[318] The question being taken. Was the vote of James K Delaplaine good?

Passed in the negative as follows.

Negative			
Alderman	Strong	Mr	Brasher
	Bogert		Carmer
	Coles		Nitchie
	Lenox		Ten Eyck

Affirmative			
Alderman	Barker	Mr	Recorder
	Minthorne	Mr	Verveelen
	Post		Gilbert.

Vote of Stephen Latham

The mother of Mr Latham possesses an Estate for life. Mr Latham has a vested remainder in fee.

The question being taken Has Stephen Latham a good vote? was determined in the negative as follows

Negative

Alderman	Barker	Mr	Recorder
	Minthorne	Mr	Verveelen
	Strong		Gilbert
	Lenox		
	Post		

Affirmative

Alderman	Bogert	Mr	Brasher
	Coles		Carmer
		Mr	Nitchie
			Ten Eyck

[319]

Vote of Henry B Earl

Mr Earl's mother conveyed property to him during Coverture. The Father did not join in the Conveyance. It was executed and acknowledged by the mother, but not in the manner prescribed by law for the conveyances of Feme Coverts. Morris Earl the Father afterwards agreed to the Conveyance and himself executed another. Those conveyances were executed six or seven Years ago. Henry B Earl has had the possession under them, has leased out the property and is in the *pernancy* [permanency] of the profits—Morris Earl has been dead two or three years, and his widow has never interfered with the possession of the voter

The question being taken Was the vote of Henry B Earl good? Passed in the Negative as follows.

Negative

Alderman	Strong	Mr	Recorder
	Bogert	Mr	Brasher
	Coles		Carmer
	Lenox		Nitchie
	Post		Ten Eyck

Affirmative

Alderman	Barker	Mr	Gilbert
	Minthorne	Mr	Verveelen

[320] Vote of Thomas Wilson

T. Wilson being possessed of real property by a conveyance made in 1795, conveyed the same to Lincoln & Bishop their heirs and assigns to the use of the voters Wife during her life and of his children afterwards. So that neither the Wife nor any future Husband should intermeddle with the property or controul the Wife's Estate.

The question being taken. Is the vote of Thomas Wilson good? Passed unanimously in the negative.

Vote of Benjamin A Egbert

Jasper Ward, the partner of the voter some time since purchased a Lot of ground and contracted to sell a moiety to him. The voter paid $500 towards improving the Lot but no part of the actual consideration. Mr Ward considers him as the owner of a Moiety and that he has a right to retain the Consideration Money in his hands upon the settlement of their partnership accounts

The question being taken Is the vote of Benjamin A Egbert good? Passed unanimously In the negative.

[321] Vote of George Furman

The property upon which Mr Furman voted was conveyed to his mother, habendum to her use, in trust &c for him

The question being taken Has George Furman a good vote? passed in the affirmative as follows

Affirmative

Alderman Bogert	Mr Brasher
Coles	Carmer
Lenox	Nitchie
Post	Ten Eyck

Negative

Alderman Barker	Mr Recorder
Minthorne	Mr Verveelen
Strong	Mr Gilbert

Vote of Jonas Minturn

By the Conveyance under which J. Minturn voted he was also a Cestuy que trust

The question has Jonas Minturn a good vote?

Was also decided in the affirmative by the same division as in Furmans case

Vote of Ebenezer Leggett

[322] Ebenezer Leggett purchased property of the Executors of Hildreth for £1100. he paid 500 dollars part of the Consideration to Mr Walton one of the Executors. No Conveyance was delivered to him, he saw a deed, and did not know whether it had been executed or not, it was to be executed by the other Executor. No positive agreement was made as to the time of paying the residue and nothing had been said about a Mortgage

The question being taken Is the vote of E. Leggett good? Was carried in the affirmative as follows.

	Affirmative		
Alderman	Strong	Mr	Brasher
	Bogert		Carmer
	Coles		Nitchie
	Lenox		Ten Eyck
	Post		
	Negative		
Mr	Recorder	Mr	Gilbert
Alderman	Barker		Verveelen
	Minthorne		

Vote of Joseph Leggett

This voter is in possession of a house and Lot of ground and has occupied it 6 or 7 [323] Years, it was purchased with his money, but the title deeds were taken in the name of Thomas Leggett as grantee.

Upon the question being taken Has Joseph Leggett a good vote? It passed in the affirmative in the same manner as in the case of E Leggett.

Votes of John Minuse, George Minuse & Leonard Minuse

These votes depended upon the will of John Minuse deceased, under the following circumstances

The Testator gave and bequeathed to his wife who is still living, the use, rents, issues and profits of all his Estate both real and personal to and for her own proper use and benefit during the term of her natural life and after the decease of his said wife devised his real Estate between the voters and his other Children, and for the more easy and equal division thereof authorized his Executors to sell.

Upon the question. Are the votes of John, George and Leonard Minuse good?

The same Passed in the negative as follows.

	Negative		
Alderman	Barker	Mr	Recorder
	Minthorne	Mr	Gilbert
		Mr	Verveelen
[324]	Strong		
	Coles		
	Lenox		
	Post		
	Affirmative		
Alderman	Bogert	Mr	Brasher
			Carmer
			Nitchie
			Ten Eyck

Robert M^cDermot & Thomas S Arden

These voters claim under the will of John Arden, by which the Testator devises his Estate to his widow who is still living for life and after her death T S Arden and the Wife of M^cDermot.

The question being taken are the votes of T. S Arden and Robert M^cDermot good? Passed in the negative as follows.

Negative	
The Recorder	M^r Verveelen
Alderman Barker	Gilbert
Minthorne	Carmer
Strong	
Coles	
Lenox	
Post	

Affirmative	
Alderman Bogert	M^r Brasher
	Nitchie
	Ten Eyck

[325] Votes of Charles Walton & Edward Lyde Jun^r

These votes were founded upon the Will of A Walton deceased, which devised the Estate to his wife durante viduitate with remainder to C Walton and to the wife of Lyde. M^rs Walton the Testators widow died a day or two after the election unmarried.

Upon the question being put. Are the votes of C Walton and E Lyde junior good?

The same was carried in the negative as follows.

Negative		Affirmative
Alderman Barker	The Recorder	M^r Brasher
Minthorne	M^r Verveelen	Nitchie
Strong	Gilbert	Ten Eyck
Bogert	Carmer	
Coles		
Lenox		
Post		

Vote of Uzal Tuttle

This voter was in town but did not appear to establish his right. It was suggested that influence had been used to keep him away, but this Circumstance was neither proved nor attempted to be proved. M^r Isaac L Kip was produced as a witness to establish his Title, and declared that he had been employed by the voter to obtain a partition of his property. He saw either the original will or the probate of a will in favor of the voter and others. And also the deed to the

[326] Testator. An order for a partition was obtained from the Mayors Court

Upon the question being taken. Is the vote of Uzal Tuttle good? The same was carried in the affirmative as follows

Affirmative

The Recorder	Mr Brasher
Alderman Coles	Carmer
Lenox	Nitchie
Post	Ten Eyck

Negative

Alderman Barker	Mr Verveelen
Minthorne	Gilbert
Strong	
Bogert	

Vote of Joshua Barker
(under the Company deed)

The question being taken has Joshua Barker a good vote? Was carried in the negative as follows.

Negative

Alderman Strong	Mr Brasher
Coles	Nitchie
Lenox	Ten Eyck
Post	

Affirmative

The Recorder	Mr Gilbert
Alderman Minthorne	Mr Verveelen

[327] Vote of Gurdon S Mumford.

Mr Mumford was a Cograntee in the same conveyance with Ald: Barker, but independent of the objections with regard to that transaction, it was further objected against Mr Mumford that a Judgment of Nonpross upon a Writ of Error for 230 $^{99}/_{100}$ $ in favor of Hallett and Bowne stands entered against him and David Mumford jointly of July term 1800.

To Combat this objection an Affidavit of Mr Mumford was produced stating 1. That the above freehold is of the value of 50 dollars and upwards. 2 That he is seized of other freehold Estate in the City, (but not in the ward) to the value of 2000 $ and upwards free of incumbrances unless the above judgment is to be considered as such. 3. That Hallett and Bowne obtained a judgment against him and David Mumford for $168 $^{83}/_{100}$ on the 12th of April 1798 and that a Writ of Error was brought thereon 4. That on the 17th May 1798 after the entry of the Judgment and bringing a Writ of Error D Mumford and

himself were discharged under the Insolvent Act. and that the amount of the Judgment was included in the Inventory exhibited by him. And Lastly that the said Judgment has been rendered against them after their discharge under the Insolvent Law for a preexisting demand from which they were legally discharged.

Upon the question being taken Is the vote of G S. Mumford good? The same passed in the negative as follows.

Negative

Alderman Strong	Mr Brasher
Coles	Nitchie
Lenox	Ten Eyck
Post	

[328] Affirmative

The Recorder	Mr Verveelen
Alderman Barker	Mr Gilbert
Minthorne	

Votes of

Samuel Talbot	Robt Swartwout
Andrew McCready	John L Broome
Peter Black	S A Lawrence
G J Eacker	D Thomson
D. D Tompkins	S Lawrence
Richard Riker	Gid. Kimberley
T. Hertell	Henry Post
Edw. Ferris	Joseph Browne
Arthur Smith	M Gelston
Wm Boyd	J. Drake
Wm A Davis	R Stanton Jr
Eldad Holmes	J Tonnell
Wm Jones	R J Livingston
Wm P Van Ness	R Underhill
J. W. Lent	J Jaggar
J. A Wolfe	Jas Warner

The above voters were the Cograntees with Alderman Barker of the Lot and tenement in Frankford Street. The question being taken on the validity of their votes was carried in the Negative as follows

Negative

Ald: Strong	Mr Brasher
Coles	Nitchie
Lenox	Ten Eyck
Post	

[329] Affirmative

The Recorder	Mr Gilbert
Ald: Barker	Verveelen
Minthorne	

Mr Brasher then introduced the following resolutions which passed the board.

Whereas sundry persons, thirty nine in number, thirty six of whom voted at the late election of charter officers in the fifth ward, to wit Joshua Barker by combination among themselves for the avowed purpose of obtaining votes at the said Election on the 16th day of November last purchased a Lot of ground and the buildings thereon situate in the said ward from one Abraham Bloodgood at the price of 2000 dollars, and took his conveyance for the same to themselves their heirs and assigns as Tenants in Common. And whereas it has been questioned whether the said tenements were in truth of sufficient value to entitle the said several persons to vote at the said Election And also whether a freehold purchased as aforesaid by such combination for the sole and avowed purpose of voting at the then Election of Charter officers could afford a qualification to the purchasers for voting as aforesaid. And whereas the Evidence produced by the parties and the arguments of their Council have been heard, and duly attended to

Therefore Resolved as the sense of this board

1st That the said Combination is contrary to the true intent and spirit of the charter of this City, and of the Act of the Legislature regulating the election of Charter Officers, and is to be considered as a fraud upon the Election of evil and dangerous example, calculated to defeat the regular and deliberate exercise of the important privelege of voting for Charter officers by covert and sinister [330] artifices and contrivances of a small number of individuals.

2ndly That the said lot of ground and the building thereon are not in the judgment of this board of sufficient value to entitle thirty nine persons each to a vote, in the election of Charter officers, and

3dly That for the reasons aforesaid this board, doth reject and disallow the votes of the said thirty six persons so given as aforesaid.

Whereupon this Board having gone through the consideration of the Scrutiny doth adjudge and declare that James Roosevelt Esquire is by a majority of legal votes elected Alderman of the fifth ward and John P Ritter Esquire Assistant of the said ward for the ensuing year. And it is further,

Ordered that the Clerk of this City do without delay Notify them of the decision of the Common Council in their favor and that they appear at this board On Monday next the Seventh instant at three oclock in the afternoon to take their seats and the oaths prescribed by Law.

[331] In Common Council Dec^{r} 7, 1801
Monday morning

Present. John B Prevost Esquire Recorder

Joshua Barker	Esquires Aldermen	John P Ritter	Assistants
Robert Lenox		Philip Brasher	
John B Coles		Philip Ten Eyck	
Jotham Post		Henry Verveelen	
Mangle Minthorne		John Nitchie	
Selah Strong		William W Gilbert	

John Bogert and Nicholas Carmer Esquires appeared before the board and presented a list of voters in favor of Cornelius C Roosevelt and Peter H Wendover as Alderman and Assistant of the fourth ward objected to by them as not legally qualified to vote at the late election for Charter Officers in the said ward.

Cornelius C Roosevelt and Peter H Wendover Esquires also appeared before the board and produced a list of voters in favor of John Bogert and Nicholas Carmer at the said Election objected to by them as not legally qualified to vote at such Election

It was thereupon enquired of the said Candidates whether they were ready to proceed at the said [332] Scrutiny. Messieurs Roosevelt & Wendover replied that just having received the list of exceptionable votes, they had not had time to prepare themselves, but expressed their readiness to proceed in two hours.

Alderman Coles then presented the following resolution

Whereas at the election for Charter officers in the fourth ward held on the Third Tuesday in November last it appears by a return made by the Inspector of said Election that Cornelius C Roosevelt had a majority of votes for Alderman and P H Wendover had a Majority of votes for Assistant Alderman

And Whereas since the said Election, to wit on Monday last the 30th Ultimo, John Bogert, a candidate for the office of Alderman and Nicholas Carmer a Candidate for the Office of Assistant at said Election, did present to this board their Memorials setting forth That the said Cornelius C. Roosevelt and P H Wendover were not duly and legally elected & demand a Scrutiny for the purpose of determining who of the said Candidates were legally elected and which memorial they did Substantiate by their oaths as thereunto required.

[333] And whereas this board did as will appear by their Minutes determine to grant the prayer of such memorial and the respective candidates have been furnished with information of such determination of this board, and this day at 10 oclock was assigned for the said

Cornelius C Roosevelt & Peter H Wendover to appear & substantiate the votes objected to by the said John Bogert, and Nicholas Carmer.

And Whereas the said Cornelius C Roosevelt and P H Wendover did appear this morning and state to this board that they were not then ready to substantiate the said votes objected to

Therefore resolved that the said Cornelius C Roosevelt and Peter H Wendover are not yet duly & legally elected Alderman and Assistant, nor can they be permitted to take the necessary oaths as such or take their seats at this board until the said Scrutiny shall be fully examined and determined upon

A division having been taken upon Alderman Coles, his resolution, the votes thereon were equal as follows.

For the affirmative

Aldermen	Lenox	Mr	Brasher
	Coles		Ten Eyck
	Post		Nitchie

In the negative

Aldermen	Barker	Mr	Ritter
	Minthorne		Verveelen
	Strong		Gilbert

The Recorder gave his casting vote in the [334] Negative, the resolution was accordingly lost.

Messieurs Roosevelt and Wendover having withdrawn from the Council chamber under the impression that the Scrutiny was not to proceed until tomorrow. It was moved and seconded that the Candidates be notified to meet and proceed immediately

A division being taken upon this Motion, the votes thereon were equal as follows.

In the affirmative

Aldermen	Lenox	Mr	Ritter
	Coles		Nitchie
	Post		
	Strong		

In the Negative

Aldermen	Barker	Mr	Brasher
	Minthorne		Ten Eyck
			Gilbert
			Verveelen

The Recorder thereupon gave his casting vote in the Negative.

Alderman Lenox then produced the following Resolution.

Whereas a Scrutiny has been demanded and granted for the fourth ward of this City, and the same being proceeded on, and [335] there

not being sufficient time to finish the said Scrutiny before the time by law for qualifying the members duly elected on the 17th day of November last.

Therefore Resolved as the sense of this board that the Alderman and Assistant returned as elected at the said Election ought not to be qualified into office until such Scrutiny be determined

A division having been taken upon the said resolution.

It passed in the Affirmative, as follows.

For the Affirmative

Aldermen	Lenox	Mr	Ritter
	Coles		Brasher
	Post		Ten Eyck
			Nitchie

In the Negative

Aldermen	Barker	Mr	Gilbert
	Minthorne		Verveelen
	Strong		

Resolved that this board proceed further in the Scrutiny tomorrow afternoon at 5 o'clock

[336] In Common Council December 7 1801
Monday Afternoon 3 o clock

Present Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

Robert Lenox	Esquires Aldermen	William W Gilbert	Assistants
Selah Strong		Henry Verveelen	
Mangle Minthorne		Philip Ten Eyck	
John B Coles		Philip Brasher	
John Bogert		John P Ritter	
Joshua Barker		John Nitchie	

This being the day appointed by Law for administering the oaths of office to the Charter officers of this City Edward Livingston Esquire Mayor (having been previously informed of the vote of this morning relative to Cornelius C Roosevelt and P H Wendover Esquires) administered the oaths of Office to the following officers and members in the presence of the board, towit

John B Coles Esquire.....	Alderman of the first ward
[337] Robert Lenox Esquire.....	Alderman of the Second ward
Selah Strong Esquire.....	Alderman of the third ward
Cornelius C Roosevelt Esquire....	Alderman of the fourth ward
James Roosevelt Esquire.....	Alderman of the fifth ward
Joshua Barker Esquire	Alderman of the sixth ward

Mangle Minthorne Esquire.....	Alderman of the seventh ward
John Nitchie Esquire.....	Assistant of the first ward
Philip Ten Eyck Esquire.....	Assistant of the second ward
Philip Brasher Esquire.....	Assistant of the third ward
Peter H Wendover Esquire.....	Assistant of the fourth ward
John P Ritter Esquire.....	Assistant of the fifth ward
Henry Verveelen Esquire.....	Assistant of the sixth ward
William W Gilbert Esquire.....	Assistant of the seventh ward
Thomas Ellison, Jacob Crockeron	Assessors of the first ward
Thomas Maule, John Vanderbilt	Assessors of the second ward
Jonathan Pearsee	Assessor of the third ward
William G Miller, John Utt	Assessors of the fourth ward
Abraham C Bogert, Lewis Hartman	Assessors of the fifth ward
James Riker	Assessor of the sixth ward
William Molenaer, Jacobus Dyckman	Assessors of Harleam division of the Seventh ward
Daniel Kingsland, Uriah Burdges	Assessors of the Bowery division of the Seventh ward

Constables

Philip Fulkertson.	Samuel Stockwell.	Abraham Manning.
David Concklin.	John Reins.	Jonathan Allen.
John S. [338] Delamater.	Samuel Montgomery.	Abraham A Fonda.
James W Green.	Joseph Dunkley.	Blase Moore.
James Thompson.	John Ackerman.	Gilbert Brown.

In Common Council December 8th 1801.

Present. Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

James Roosevelt	Esquires Aldermen	Philip Brasher	Assistants
Selah Strong		John Nitchie	
Joshua Barker		Philip Ten Eyck	
Robert Lenox		Henry Verveelen	
Mangle Minthorne		John P Ritter	
John B Coles		William W Gilbert	
Cornelius C Roosevelt		Peter H Wendover	

[339] It was resolved that this Board do now proceed into the Scrutiny of the late Election in the fourth Ward.

Mr Riker of Counsel for Messieurs C C Roosevelt and Wendover raised a question whether as they had been already sworn into office and taken their seats accordingly, the Common Council were entitled

by law to proceed into the Scrutiny. The Mayor declared the aforegoing Resolution of the Board and the Scrutiny proceeded.

Upon the investigation of the elective right of Smith Valentine a deed was produced to him and 74 other persons for a house and Lot of ground in Dey Street in the fourth Ward. in the course of the examination of Testimony it was admitted that the same was subject to a Mortgage for

Daniel D Wickham and Return Strong the Subscribing Witnesses were introduced, both of them swore to the execution of the deed, the latter testified to the delivery of it, to William Boyd Esquire as the general agent of the Grantees.

The board then proceeded to examine Witnesses with respect to the value of the property.

George Stanton swore that a day or two before he was requested by Mr E Dunscomb and another Gentleman to examine the property, he accordingly went and examined it thoroughly. It is the house N° 50 Dey Street. It is considerably out of repair, in his opinion it is worth about £1500.

[340] Doctor Gardiner Jones testified that he owns a house and Lot in Dey Street which he values at £2500. He knows the House and Lot N° 50, about 6 years ago he offered £2200 for the House of Mrs Crooke next door to it. She then asked £2500 for her Lot. She still asks the same price but has lately said she would take £2400 in actual money. He has seen the house N° 50 in the Street and been in the front room. It looks rather better than the house of Mrs Crooke And as far as his knowledge extends is as "eligible" as that Dr Jones gave £1900 for his house about 6 years ago, it was then in a very unfinished state.

Thomas Miller. This Witness lately bought the house N° 52 in the same street N° 50 is of the same size, & improvements pretty much the same. In May last he gave $5300 for his. He believes N° 50 to be not as good. Supposed about $1000 difference, believes that 50 may be *wath* [worth] about $4000, perhaps a little more. He was never inside of it. The building is of the same size with his own. He thinks it appears somewhat older. his house has been insured at $2000. It would rent for £200. He supposed 50 would rent for £150 if in good order [341] He values vacant Lots at £1000.

Striker owns the house and Lot N° 55 Dey Street knows the house N° 50 but has not been in it. his is 100 feet by 25 in dimension and has an L to it he values it at £2500. The house N° 50 is pretty much like that of Mrs Crooke

Mr Stanton being called again, said that Mrs Crooke's house was much better than the house N° 50. That it has a back building and is worth £400 more, and that he was lately commissioned to sell as good a house as good a Lot, and as good a stand for £1700.

John Utt owns N° 30 Dey Street which is 77 by 25 feet in dimension has been offered within a year £2200 for it. has been in the lower part of N° 50 and believes it worth the money given for it.

Matthew L Davis, John Swartwout Esquire, and James Warner severally appeared and testified as follows:

Matthew L Davis testified that he had a freehold in the fourth ward of the value of £20 in his own right over and above all incumbrances and had possessed the same for the space of 30 days & upwards preceding the late election. He was then asked whether any Mortgage existed on the property but declined answering the question saying the Board had not authority to ask such question That his Freehold in that Ward was worth £20 as he had before stated, and that he would not sell it for 100 $ if he was thereby to be deprived of his [342] vote as he before had been by the Common Council. he was told by the board that he had sworn to Answer and ought to do so, but he persisted in not answering

J Swartwout testified as Davis had done as to the value of his Freehold in the 4th ward.

He was then asked if any Mortgage existed on the property. he declined answering altho' he was told by the Board he was bound by the oath he had taken to answer the question. he said the Board had no right to ask further Testimony of him than he had given

J. Warner was then offered as a witness. he was told by the board. It was proper before he took the oath that he should know what it was, and after taking it he would be bound thereby to answer all proper questions relative thereto that might be put to him and that the Board must judge of their propriety. Whereupon the oath was read to him in the words following to wit "You shall true answers make to such questions as shall be put to you touching your qualification to vote for Charter officers in the fourth ward" Mr Warner then said he would answer all questions put to him, took the oath and testified as Davis had done in relation [343] to the value of his freehold in the 4th ward, but upon being cross examined said he would answer no more questions altho' the board declared the questions so refused to be answered were proper.

It was then stated by some member that it was improper for the board to expose themselves to further insult from such witnesses and

a Motion was made and carried to adjourn to the Common Council Chamber.

It was then resolved that Cornelius C Roosevelt and Peter H Wendover be informed if they have any further evidence to substantiate the votes objected to by John Bogert and Nicholas Carmer that this board is ready to hear such evidence

Upon further discussion as to the 74 voters who had voted by virtue of the Deed from Jennings Mr C C Roosevelt expressed his approbation that the Board should immediately proceed to decide the legality of those votes without further Testimony.

Mr Riker of Counsel for Messieurs Roosevelt and Wendover being present at the board replied

"He had further evidence to offer as to the other voters whose right to vote had not been examined into. That the evidence would be that the voters respectively had a free hold estate of the value of upwards of 50 dollars in the fourth ward of the City of New York in their own respective rights free of all incumbrances That the voters would respectively prove they were possessed of their said freeholds more than Thirty days preceding the late Election for Charter Officers. that they had made no promise express or implied to transfer or reconvey them or either of their respective freeholds and have paid the full consideration of Fifty Dollars at the least for each of the said Freeholds. That the Witnesses to prove the same attended in the Room [344] in the City hall which was assigned for the purpose, but the honorable the Board adjourning without appointing any time or place for further Inquiry and the Witnesses not knowing when or where to attend the board, it is out of the power of the Counsel to produce the Testimony this Evening"

It was then moved that this Board do proceed at once to the Consideration of the votes objected to by John Bogert and Nicholas Carmer Whereupon a division being called it was carried in the Affirmative as follows

For the affirmative

Mr Recorder	Mr Brasher
Alderman J Roosevelt	Nitchie
Strong	Ten Eyck
Lenox	Ritter
Coles	

In the negative

Aldermen Barker	Mr Gilbert
Minthorne	Mr Verveelen

The board then proceeded to take the question upon the vote of Smith Valentine Whereupon on the question Is the vote of Smith Valentine good? A Division being called it was decided in the negative as follows.

[345] For the negative

Alderman	James Roosevelt	Mr	Brasher
	Strong		Nitchie
	Lenox		Ten Eyck
	Coles		Ritter

In the affirmative

Mr	Recorder	Mr	Gilbert
Alderman	Barker		Verveelen
	Minthorne		

The Recorder then introduced the following Resolution

Whereas at the Scrutiny which has taken place this evening Witnesses were examined as to the qualification of Smith Valentine John Swartwout, Matthew L Davis and James Warner as Electors at the last Election for Charter Officers in this City And Whereas the board have decided the qualification of Smith Valentine as insufficient to vote at such Election. And Whereas it is proposed to take a question on the qualification of N Roome of whose right to vote further Testimony is offered to be produced by the returned members at the next meeting of this board

Therefore resolved that this Board ought not to proceed to the decision of the qualification of any other Voter at such Election, with respect to which the Testimony offered has not been produced on account of the adjournment of this Board to the Council room.

[346] A question having been taken upon the said resolution it was lost, the division was as follows.

For the negative

Alderman	James Roosevelt	Mr	Brasher
	Strong		Nitchie
	Lenox		Ten Eyck
	Coles		Ritter

For the Affirmative

The	Recorder	Mr	Gilbert
Aldermen	Barker		Verveelen
	Minthorne		

The board then proceeded to take the question upon the vote of Nicholas Roome,

Alderman Barker, Alderman Minthorne Mr Gilbert and Mr Ver-

veelen requested Liberty to decline voting upon the question which was granted.

Upon the question being taken Is the vote of Nicholas Roome good? The division was as follows.

For the Negative

Aldermen	J Roosevelt	Mr	Brasher
	Strong		Nitchie
	Lenox		Ten Eyck
	Coles		Ritter

For the Affirmative

The Recorder

Alderman Lenox produced the following Resolution

[347] Whereas the Witnesses produced on the part of Cornelius C Roosevelt Esqr and Mr P H Wendover to substantiate the votes objected to by John Bogert Esqr and Mr N Carmer have refused to answer the questions put to them touching the purposes for which the freehold on which they respectively voted was purchased.

And whereas no evidence has been produced to this board to shew that a certain William Jenning who conveyed to the persons whose votes are objected to and upon which conveyance the said votes were given had a legal Title to the Estate said to be conveyed to the said voters

And Whereas the Grantors of the said Property were not produced in order that the Board could have fully ascertained all the circumstances relative to the same And the Board being fully convinced that the said property was purchased Secretly with the sole view of creating votes unduly to influence the Election of Alderman and Assistant at the late Election in the fourth ward.

Therefore Resolved that the votes so objected to by John Bogert, and N. Carmer & contained in the deed referred to are unlawful inasmuch as the property was not of the value required by law free of Incumbrances. And the same is Contrary to the Spirit of the Charter of this City and the Laws of this State relating thereto.

[348] A division being taken upon the said Resolution. It passed in the affirmative as follows.

In the affirmative

Alderman	J. Roosevelt	Mr	Brasher
	Strong		Nitchie
	Lenox		Ten Eyck
	Coles		Ritter

In the negative

The Recorder	Mr Gilbert
Alderman Barker	Verveelen
Minthorne	

Upon motion of the Recorder the following Resolution passed unanimously

Resolved that the Mayor be requested to take the opinion of General Hamilton in writing on the following question to wit.

Whether under the Charter of this City the board have any authority to question the right of a Freeholder or Freeman to his seat when returned duly elected by the returning Officer as a Member? And that the Mayor be authorized to draw a Warrant on the Treasurer for Fifty Dollars as a fee to General Hamilton

Alderman Coles presented the following Resolution to wit

Resolved that upon a Scrutiny had relative to the Election of an [349] Alderman and Assistant for the fourth ward of this City it does appear that John Bogert had a Majority of votes for Alderman and Nicholas Carmer for Assistant.

Therefore resolved that the said John Bogert is duly elected Alderman and Nicholas Carmer Assistant of the fourth ward, and that they take their Seats accordingly

A division being taken the aforesaid Resolution passed in the Affirmative as follows.

In the affirmative

Alderman J Roosevelt	Mr Brasher
Strong	Nitchie
Lenox	Ritter
Coles	Ten Eyck

In the negative

Alderman Barker	Mr Gilbert
Minthorne	Verveelen

Ordered that the Clerk notify Messieurs Bogert and Carmer to attend the next meeting of this Board on Monday next at 3 P M.

Mr Gilbert gave notice that at the next meeting he will present a protest against the late proceedings of this board relative to the Scrutinies of the Elections in the fourth and fifth wards.

[350] In Common Council December 14, 1801

Present Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

John B Coles	Esquires Aldermen	John Nitchie	Assistants
Selah Strong		Henry Verveelen	
James Roosevelt		William W Gilbert	
Joshua Barker		Philip Ten Eyck	
Mangle Minthorne		Philip Brasher	
Robert Lenox		John P Ritter	
Cornelius C Roosevelt		Peter H Wendover	

John T. Banta appeared before the board and took and subscribed the oath of Office as an assessor of the Sixth ward.

John Bogert Esquire presented himself at the Board and claimed to have the oath of Office administered [351] him as Alderman of the Fourth ward.

The Mayor and Recorder both replied that they had seriously and impartially considered the subject That Messieurs Cornelius C Roosevelt and Peter H Wendover had been already sworn into office on the day by Law appointed for that purpose That the remedy for Mr Bogert if he was entitled to any must be by application to the Supreme Court and that they could not consistently with their ideas of law, duty, and propriety administer the oath of office to Mr Bogert.

The minutes of the eighth of December instant being read.

Alderman Coles then moved that the names of Cornelius C Roosevelt and Peter H Wendover be stricken off the minutes as members of the board.

Upon which a division being called the votes stood as follows.

For the Affirmative

Alderman	Coles	Mr	Nitchie
	Strong		Ten Eyck
	Roosevelt		Brasher
	Lenox		Ritter

In the negative

	The Recorder	Mr	Gilbert
Alderman	Barker		Verveelen
	Minthorne		Wendover
	C C. Roosevelt		

The Clerk counted the votes and declared the question was carried by a Majority of One. whereupon [352] the Mayor said he was likewise a member of the board and desired his vote to be put down in the Negative.

The claim of the Mayor to vote under other circumstances than giving a casting vote and Mr Roosevelt and Mr Wendover being called on by the Clerk to vote when they had been declared by previous resolutions of the board not to be entitled to Seats induced a call for an adjournment which was carried accordingly.

December 18th *1802* [1801]

A Common Council having been summoned by the Mayor to meet on this day, the following members attended to wit

Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

Joshua Barker	Esquires	Henry Verveelen	Assistants
Mangle Minthorne	Aldermen	William W Gilbert	
Cornelius C Roosevelt		Peter H Wendover	

[353] No other members having attended the following oath was administered to Mr Rinier Skaats the doorkeeper and Messenger of this board with respect to the service of such summons.

City of New York ss. Rinier Skaats being duly sworn deposeth and saith that on Thursday the seventeenth day of December instant he duly served either personally or by leaving at their houses notices or Summonses issued by the Mayor of the City to attend a Common Council directed by the said Mayor to be held on this eighteenth day of December at four oclock in the afternoon, on the following members of the said Common Council to wit. James Roosevelt Selah Strong, Robert Lenox, John Nitchie, Philip Brasher and Philip Ten Eyck, John B Coles and John P Ritter Esquires. and further this deponent saith not. Rinier Skaats

Sworn this 18 Decr 1801
Before Edw. Livingston Mayr

A Letter addressed to his honor the Mayor by the absenting members of the Board was then received in the words following to wit

To Edward Livingston Esquire
Mayor of the City of New York

Sir.

Having too much reason to think [354] that a deliberate plan has been formed to violate the established rights, and usages of the Corporation both by obtruding upon them persons as members of it whom the Common Council have already determined to be not duly elected. And also by your claiming and as we suppose usurping a right to vote in cases where it never has been exercised by your predecessors We

feel it our duty to declare our intention to oppose these Measures & to Support what we consider our just rights. A spirit of Conciliation, and a wish to avoid the inconveniences that might result from the suspension of public business would have induced us to form a temporary arrangement consistent with the preservation of those rights until such time as the Questions that had arisen might receive a legal decision. We are sorry to find that our Efforts for this purpose have been ineffectual, and that you persist in considering Messrs Cornelius C Roosevelt and Peter [355] H. Wendover as Members of the Common Council; after the resolution of the board upon that subject it would be improper for us to recognise or act with them as such, unless their pretension should receive a legal sanction. We shall therefore before our meeting with you in Common Council expect to be satisfied that those Gentlemen will not be received as members of the Board against our Consent until their right to seats in it has been judicially established. We shall also expect that the uniform practice of the board will be conformed to respecting the vote of the Presiding Officer until a legal decision to the contrary shall have been obtained. It is with reluctance that we submit to the necessity of addressing you in this manner. We are sensible that evils of considerable Magnitude may result from the present state of things, but as we are Conscious that we are doing our duty and defending our rights We console ourselves with the reflection, that those Evils will not justly be imputed to us.

[356] We are with due respect, Sir
Yr obt Servts

Jno B Coles.	Philip Brasher
Rob. Lenox	John Nitchie
Selah Strong	Jno P Ritter
James Roosevelt	Ph: Ten Eyck.

[357] In Common Council, March 16 1802

Present Edward Livingston, Esquire, Mayor
John B Prevost, Esquire Recorder

Selah Strong	Esquires Aldermen	William W Gilbert	Assistants
Joshua Barker		John Nitchie	
Mangle Minthorne		Henry Verveelen	
Robert Lenox		Philip Brasher	
		Philip Ten Eyck	

The Chamberlain having presented an Estimate by which it appears that the sum of one hundred thousand dollars is necessary for

the support of the poor and other contingent expences of the City and County of New York

Resolved that a petition to the Legislature praying that a bill may be passed to enable this Corporation to raise that sum by tax be transmitted under the Public Seal. And that the Mayor be authorized to take such measures as he may think proper to forward the said Petition.

Resolved that the Recorder be requested to examine the Act of this State concerning Hawkers and Pedlars and to report to this board whether the penalty thereof extends to the sale of Fruits.

A petition from the Directors of the New York institution for the inoculation of the Kine pock praying that the Superintendant of the Alms house may be authorized to cause such of the paupers as have not had the small pox to be inoculated with the kine pock matter, and that a suitable compensation be allowed therefor, was read and referred to Alderman Strong, Mr Brasher and Mr Ten Eyck.

[358] The Recorder, Ald: Barker & Mr Gilbert } Were appointed a Committee to report whether any and what alterations are necessary in the Alms house establishment.

On reading the petition of John Brooks, praying that the right of the Corporation in 51 barrels of Cornmeal the property of Messieurs Peat and Nicholas which had been seised by the Inspector of Flour, may be given up. Ordered that the prayer of the said petition be granted.

The Recorder, Ald: Lenox & Ald: Strong } Were appointed a Committee to inquire and report what alterations are necessary in the Corporation Laws.

Resolved that during any recess of this board hereafter exceeding One week that the Mayor, and in his absence the Recorder, be authorised to issue his Warrant on the treasurer for the payment of all such accounts, as may be audited by the Committee heretofore appointed for that purpose.

Resolved that the Clerk be directed to deliver to the auditing Committee the several Accounts paid by loan to report thereon by the next meeting of the Board.

Resolved that the Clerk of this Board be directed to request Mr Dodge to remove from the Alms House by the first day of May next.

[359] Resolved that the Mayor be authorized to appoint a Deputy Weighmaster, during the illness of Fletcher Beekman

A Letter from Mr Anthony Dey Attorney to this Board was received stating that Suits have been brought against

James J Coffin	William L. Thurston
William Loveless	Thomas Holden
James Shaw	John Gardner
Roland Lee	..... Mc Farson
Henry Ripley	John R Skiddy
Joseph Parks	David Strong
Christopher Windt	&
James K Hamilton	James Carfrae

Masters of Vessels, for not giving bonds on their importing Passengers, and that since their arrest they have entered into such Bonds. it was thereupon Ordered that the Suits against them be discontinued upon their payment of Costs, and finding the Security required by Law.

Ordered that Michael Gunnegan now confined for selling fruit Contrary to Law, be released from imprisonment.

[360] In Common Council, April 6, 1802

Present Edward Livingston Esquire Mayor
John B. Prevost Esquire Recorder

Robert Lenox Selah Strong Mangle Minthorne Joshua Barker	Esquires Aldermen	William W Gilbert Henry Verveelen John Nitchie Philip Brasher Philip Ten Eyck	Assistants

The board proceeded to the appointment of Inspectors for the ensuing Election of members of Assembly and Representatives in Congress and appointed the said Inspectors as follows to wit

James Morris Edward Nichols Isaac Clason	For the First ward.
Abraham Herring Daniel McCormick Anthony L Bleecker	For the second ward
John Tom Garret H Van Wagenen John Bingham	For the third ward.
Jacob Le Roy Joseph Winter Anthony Post	For the Fourth ward.
[361] Daniel Hitchcock Ephraim Brasher Benjamin Egbert	For the Fifth ward.

Anthony Steenback
Peter Arell
Clarkson Crolius
} For the Sixth ward.

Jacob Morton
Marinus Willett
Samuel Stilwell
} For the seventh ward

The following ordinances were continued for the space of one year from this day. to wit

A Law for the due observance of the Lords day called Sunday
" directing the use of the public seals.
" to regulate the admission of Freemen
" to regulate the public markets
" to regulate the paving and keeping the Streets in repair and for preventing obstructions therein
" to prevent nuisances.
" for preventing and extinguishing Fires.
" to regulate the keeping of Gunpowder.
" to regulate the Surveyors.
" to regulate Carts and Cartmen
" to regulate the landing and sale of Hay
" to regulate the sale of Firewood
" to regulate the sale of Lime
" to regulate the sale of Charcoal
" to regulate the sale and cartage of Manure
" to regulate the fees of Weighmasters and Measurers.
" to regulate the lying of Vessels at the public Wharfs. and in the Slips.
" for regulating Fences.

[362] A Law to prevent the setting of Trees or other obstructions in the River.
" To regulate the sale of Horses.
" To regulate the Passing of Carriages.
" To prevent the ringing or tolling of Bells.

An Ordinance to amend the late ordinance regulating the Assize of Bread passed November 18, 1801.

A Law for procuring regular Bills of Mortality in the City of New York passed 26th October 1801
" determining the Line for depositing Manure.

An Ordinance respecting the placing of Brick and Lumber under Shelter &c passed 19th October 1801.

Ordered that the Law to amend the Law for the removal of obstructions by brick &c be repealed.

The Recorder having Reported that in his opinion Zenas Stetson of Pownalborough in the County of Lincoln and State of Massachusetts is entitled to such money belonging to the Estate of Zenas Stetson Junior as is now in the hands of the City Treasurer. It was Ordered that the Treasurer pay the same to the said Zenas Stetson or to such person as shall be authorized by a regular power of Attorney executed by him to receive the same.

Resolved that a Committee be appointed to receive proposals for the renting [363] the several Ferries, public docks and Slips belonging to this City, and that the said Committee have Power in case of a recess of this board to rent the said Ferries and Slips for such time and on such conditions as they or a Majority of them shall think most for the interest of this City and to take on the behalf of this board the proper security for them respectively (Excepting the Elizabeth Town and Staten Island Ferry Stairs)

Ald: Strong
Ald. Minthorn
Ald. Lenox
Mr Nitchie
Mr Verveelen

} Were accordingly appointed to compose the above Committee

The Committee to whom it was referred to examine the Alms house and to report any alterations in the building and the propriety of building a hospital adjoining thereto.

Beg leave to Report. that many alterations are necessary in the interior of the present Building to the comfort and health of its inhabitants—that the Communication between its different parts ought to be opened to obtain a free current of air which under the present distribution is impracticable—that they are impressed with a belief that a different building ought also to be erected to receive the Sick distinct from the present and regret that the absence of the Chairman has not enabled your Committee to meet sufficiently often to ascertain the particular changes in the distribution of the rooms and the expence to be incurred on that head. They therefore Submit to the consideration of the Board, the [364] propriety of adding two other members to the present committee and of investing them with power to give effect to the result of their determination on this subject and of authorizing the Mayor to draw Warrants for such Sums as they may find necessary to expend to the perfection of the establishment. The uncertainty of a future meeting, and the danger of the approaching Season have induced the Committee to make this Report, without having matured the Subject as fully as its importance Requires.

Ordered that the said Report be confirmed and adopted, that Alderman Strong and Mr Brasher be appointed in addition to the present Committee. and that the Mayor be authorized to draw warrants for such Sums as the said Committee may find necessary to expend towards perfecting the Establishment.

A petition for the filling up regulating and levelling Leonard Street, from Broadway to the intersection of Hudson Street, and of Chapel Street from Catharine to Leonard Street was received and referred to the Alderman and Assistant of the Seventh Ward and Mr Nitchie

[365] In Common Council July 22, 1802.

Present. John B. Prevost Esquire, Recorder

Selah Strong	Esquires. Aldermen	John Nitchie	Assistants.
Joshua Barker		William W Gilbert	
Robert Lenox		Philip Brasher	
Mangle Minthorne		Philip Ten Eyck	
James Roosevelt		Peter H Wendover	

A Resolution being presented to the board in the words following, to wit

Whereas this board did by their Resolution of the 8th day of December last after a Scrutiny had relative to the Election of an Alderman and Assistant for the fourth ward of this City, declare that Cornelius C Roosevelt and Peter H Wendover were not duly elected Alderman and assistant for said Ward. And whereas their pretension to seats in this board has not yet received a legal Sanction

Therefore resolved that this Board will not consider the said Cornelius C Roosevelt and Peter H Wendover as members of this board until such time as the question that has arisen shall receive a legal decision

Resolved that the Clerk of this Board be, and he hereby is directed not to take the [366] names of the said Cornelius C Roosevelt or the said Peter H. Wendover upon any division of the board, or enter their names upon the minutes of the same nor take their votes upon a question "

A division being thereupon called the said resolution passed in the affirmative as follows, to wit.

Affirmative	Negative
Alderman Strong	Alderman Barker
Lenox	Mr Gilbert
J. Roosevelt	Mr Wendover
Mr Nitchie	
Mr Brasher	
Mr Ten Eyck	

A Letter from his honour the Mayor, to the Mayor of Philadelphia respecting reports of the existence of pestilential fever in that City together with an answer thereto inclosing a report from the Health Committee of Philadelphia were severally read to the board.

Ordered that Mr Gilbert, Mr Brasher and Mr Ten Eyck be appointed a Committee to ascertain and report such arrangements as they shall deem necessary to preserve the health of the City.

Ordered that the Street Commissioner be directed to examine and report whether [367] it is proper that the Lot belonging to George McKay and also two Lots belonging to the Corporation of Trinity Church and intended for Streets to be called Vestry and Laight Streets should be filled in.

Adj. to meet again this day, at 12 o'clock

In Common Council. July 22, 1802 at noon.

Present. John B Prevost Esquire Recorder

Selah Strong	Esquires Aldermen	William W. Gilbert	Assistants
Robert Lenox		Philip Brasher	
Mangle Minthorne		John Nitchie	
Joshua Barker		Philip Ten Eyck	
		Henry Verveelen	

The petition of Joseph Kealy to be appointed Road Master in the room of Jacob Harsen, and also a petition from Several inhabitants of the seventh ward to appoint Samuel B. Waldron. Road Master were severally read and ordered to lie over for further consideration

A petition recommending Thomas Bartow to the place of Weigh master was read and Postponed.

Samuel Thompson of 231 Water Street Merchant was appointed a Fireman of Company N° 18 in the room of Jordan Wright resigned.

A Petition from George McKay and John McNeil [368] proprietors of Lots in Nassau Street, opposite the Park requesting liberty that the walk be widened from George to Frankford Street so as to be of the same breadth with Chatham Street adjoining Frankford Street being read Ordered that the same be granted under the direction of the Alderman and Assistant of the ward in which such property is situated

Ordered that an Ordinance pass for filling in the following Lots with good and wholesome earth within the space of fifteen days from this time under the penalty of 100 Dollars for each Lot. to wit. two Lots belonging to the widow Cox, and one lot belonging to George

M^cKay situate in Hudson between Barley and Thomas Streets. Several Lots belonging to the vestry of Trinity Church situate in Greenwich Street between the Furnace and M^r Anthony Lispenard's, and also two lots situate in Hudson Street between Barley and Thomas Streets belonging to Isaac Jones and Walter Bowne

A Letter from M^r Rinier Skaats resigning his office of doorkeeper and Messenger of this board and expressive of his gratitude and thanks for the favors he has received from the Common Council was read.

The board having received a Recommendation subscribed by several respectable inhabitants of this City in [369] favor of the appointment of M^r Bartholomew Skaats to the same office It was thereupon Ordered that Bartholomew Skaats be and he is hereby appointed Doorkeeper and Messenger of this Board, and also Keeper of the City hall.

M^r Rinier Skaats having by his Letter to this board requested a compensation for extra Services Ordered that the same be referred to Ald. Lenox Ald. J. Roosevelt, and M^r Verveelen.

The Street commissioner to whom was referred the memorial of Edward Dunscomb Esquire respecting a lot purchased by him from this board Reported that he had caused a survey to be made of that Lot and that it appears deficient in front Ninety feet and that M^r Dunscomb appears willing to give up any claim on account of such deficiency if the Corporation will release the quit rent. Ordered that the same be referred to Ald: Strong. Ald: Minthorne and M^r Ten Eyck.

Ordered that an ordinance pass for digging out Leonard Street and partially regulating the same from Broadway to Chapel Street, and from thence to Hudson street permanently as well as Chapel between Catharine and Leonard Streets and that

Philip Ruckel
Arthur Smith
Peter Arell
William Dustan
&
John P Groshon

be appointed Assessors to estimate and apportion the expences of the same.

[370] Resolved that an ordinance pass compelling the owners or occupants of lots, between Catharine and Leonard Streets to fill them in with good and wholesome Earth by the 15^th day of September next under the penalty of 100 dollars for each Lot

The Street Commissioner reported the bulkhead and sides of James's Slip to be in a ruinous state and that it is proper to erect a bulkhead and fill in the same to the easterly side of Water Street.

Ordered that the same lie over.

A petition to pave Lombard Street between East George and East Rutger's Street was referred to the Street Commissioner.

A petition from Proprietors of Lots in Bedlow Street, praying certain Regulations respecting it was referred to the Street Commissioner

Ordered that William Brady be and he is hereby appointed a Weighmaster of Hay and that he be authorized to erect a Hay scales at or near Harlaem in the Seventh ward of this City

Ordered that the Clerk furnish the Board by their next meeting with the draft of an ordinance to prevent the firing of Guns &c in the Streets or Highways of this City [371] within a certain Line

An Ordinance passed prohibiting Dogs, from going at large from the 30th of July instant, to the 1st of November next under the penalty of Five Dollars for each offence—and authorizing any persons to kill dogs found running at large contrary to Such Ordinance.

Ordered that the Laws, Ordinances and public Resolutions of this Board be hereafter published by the Editors of the American Citizen, and of the Evening Post, in their papers provided they will consent to publish the same upon such terms as are pursued by the printers at present employed by this board. And that the Contract with the Editor of the Commercial Advertiser be discontinued as soon as the same shall have expired

Ordered that the Street Commissioner be directed to make a particular Report with respect to all such Lots as require to be levelled and filled in

Ald: Coles
Ald. Barker
&
Mr Gilbert

} Were appointed a Committee to examine the Minutes of this Board which have not been confirmed & entered

Ordered that the Clerk be authorized to give Abraham Moore, (Carpenter) a Certificate as a Fireman of this City.

The Recorder
Ald: Barker
&
Mr Ten Eyck

} Were appointed a Committee to prepare and report a plan for the better regulation of the City Watch.

[372] Ordered that the last sentence of the second section of the Law for the Due observance of the Lords day called Sunday be

amended so as to read " for the space of ten hours " instead of, " for the space of six hours."

Ordered that the Street Commissioner be directed to procure a survey of the middle Broadway road from the arch bridge to Dr Livingstons house and present the same to this board with all convenient speed.

Ordered that the Mayor and Recorder be authorized to employ Eight of the peace officers of this City to enforce the Sunday Law— and that they be allowed a Compensation for their services at the rate of one Dollar per day.

Ordered that the Mayor or Recorder be authorized to issue the following Warrants, to wit.

issd Warrt No 189	To the Manhattan company for interest on monies advanced by them for City purposes	$87 22/100
190.	To Bartholomew Skaats towards purchasing wood & coal	250
191.	To Daniel Phœnix for money paid by him for oil	364 26/100
192.	To Peter Bourdett for 2 fire buckets destroyed at a Fire	4.
193.	To Daniel Phœnix for money paid for oil	641 94/100
194.	To Florence Crowley for making cartridges for the 4th of July	21 63/100
195.	To James Riker for repairing Lamps	10 4/100
196	To Peter Field for attending public Clocks	50.

[373] In Common Council, July 26th 1802

Present John B. Prevost Esquire Recorder

Robert Lenox	Esquires Aldermen	Henry Verveelen	Assistants
James Roosevelt		John P Ritter	
Selah Strong		William W Gilbert	
Joshua Barker		Philip Brasher	
Mangle Minthorne		Philip Ten Eyck	

The Committee to whom it was referred to report on the present Watch establishment presented their report and heads of an ordinance upon that subject which being Severally read were referred to further consideration

A Letter from the Commissioners of the Health Office respecting various objects of nuisance was presented and read.

The following Report of the Committee appointed to ascertain and report such measures as are necessary for the preservation of the health of the City was received.

" That they have had one meeting upon the subject of the duties

committed to their charge in Company with two of the Commissioners of health appointed under the statute of this State

Without engaging in any discussion with respect to the origin of the Fever which has so frequently visited some of our principal Cities or [374] undertaking to determine whether it is generated at home, or imported from abroad the Committee deem it Sufficiently probable that it may be owing to both, or either of those causes, and Prudence certainly dictates the use of every precaution prescribed by either of such Theories

1. With respect to the means of preserving health by preventing the importation of Diseases from abroad. they principally depend upon the punctual enforcement of Quarantine Laws. and are alltogether entrusted to Officers appointed under the authority of the State.

An interference on that head upon the part of this board might therefore be considered improper—unless the Common Council should deem it expedient to extend their Superintendance to the Condition of passengers attempted to be brought into the City.

Yet in consideration of the extreme importance of the object at stake, it may afford satisfaction to this board, and the public at large to know whether the Quarantine Act is punctually enforced. The Committee will therefore make strict inquiry upon this subject, and communicate the result for the information of the Common Council.

2. The means of prevention dictated by a belief that such fatal disease may possibly be generated at home, will principally consist in [375] the general preservation of Cleanliness. or in other words the prevention of Nuisances, and avoiding the unnecessary accumulation of all substances liable to putrescency

This duty if properly attended to will branch out into a number of minute regulations which your Committee for the want of time are not yet able to report.

The Committee also find that the State Legislature in the appointment of Commissioners of the Health Office have paid considerable attention to this subject.

Those Commissioners are empowered by Statute " To make and execute rules and orders for cleaning and Scouring the Streets alleys, passages, curblages, sewers, yards, cellars, vaults, sinks and other places where filth and corruption collect within this City, and for removing all offensive, noxious, or putrid articles or substances which may be stored or collected within it.

Still it appears to your Committee that the useful exertions of those Commissioners will be considerably impeded for the want of necessary funds.

It equally appears to us that the interference of two seperate and independent bodies of men upon the same subject without advising and communicating with each other would inevitably produce Confusion

Their regulations would clash, their directions might be opposite. The one depending upon the other would occasion inactivity in both.

Believing that strict attention to public health is a duty indispensible on the part of this board, and that Committees properly selected are in general most competent to the prompt and active [376] details of business.

The Committee recommend the appointment of a Standing Committee on the part of this Board who associated with the present Commissioners of the health Office shall form a permanent Committee for the preservation of health in this City, and subject to the directions of this board be enabled to take such measures, and make and cause to be executed such orders as may be necessary for that important purpose

We also conceive it necessary that such Committee of health should during the present Season compose a permanent body and regularly meet at one certain place. We also recommend one of the rooms at the Alms house as a suitable and healthy place for that purpose provided the same shall be sanctioned by the board.

The establishment of such Health Committee would be productive of the most beneficial Consequences, more especially if they should become invested with suitable powers.

Uniting the medical knowledge and experience of the Commissioners of health, with the authority of this board, it would inspire confidence in the minds of the Citizens. Establish a point for receiving and communicating correct, official, and interesting information with regard to the general state of health, and be enabled to Act with promptness and with Skill in cases of Emergency

[377] The Committee are not yet enabled to enter into a more particular detail of the measures which the present or future circumstances may render it expedient to adopt

They however venture to recommend that a Sufficient quantity of Lime be put into all Sinks or privies, and in order that all neglects on

that score may be prevented that a suitable number of Men be employed for that express purpose.

Respectfully submitted by

New York July 26th, 1802

Wm W. Gilbert
Philip Brasher
Ph. Ten Eyck

Ordered that with the concurrence of the present Commissioners of the health Office, the Mayor, Recorder, Mr Gilbert, Mr Brasher, and Mr Ten Eyck together with the said Commissioners shall form a Committee for the preservation of health in this City.

A Letter from Mr Bernardus Swartwout proposing to extend his wharf upon certain terms was received and referred to Ald: Strong, Ald. J. Roosevelt and Mr Ritter

A Report from the Street Commissioner recommending the paving of Lombard Street, from East George to East Rutgers Street, and for paving Bedlow Street from Catharine to Charlotte Streets, and for paving Chambers Street, from the Alms house gate to the intersection of Cross Street being received Ordered that the same be confirmed, and that Ordinances pass accordingly for paving the said Streets.

[378] Samuel Stilwell
Benjamin Thurston
William Hunter
Samuel Delaplaine &
Benjamin North

} Were appointed Assessors for Bedlow, and Lombard streets.

and

Anthony Steenback
Anthony Brown
Francis Child
Jacobus Verveelen &
Matthew Bolmer

} Were appointed Assessors for paving Chamber Street

A Petition for paving Cherry Street, between Catharine and East Rutgers Street was received and referred to the Street Commissioner

A Petition to fill in the New Slip was received and referred to the Street Commissioner Ald: James Roosevelt and Mr Ritter

A Petition from Fire Company No 25 praying an augmentation of their number was received and referred to the Engineers.

Several applications having been received for the appointment of Firemen and it being suggested to the board that it is necessary by Law that they should be either Freeholders or Freemen of this City. Ordered that their appointments be suspended and that the Recorder be requested to examine and report his opinion upon the Law relative to that point

The petition of Patrick L. Massena praying liberty to keep boats to convey passengers from Corlaers hook to the Navy Yard near Brooklyn Ferry was referred to the Committee appointed [379] to Let the Ferries

A Letter from Mr Dey inclosing an account was referred to the auditing Committee

An application of Mr Ryerss, requesting, the Corporation to release their quit rent upon a part of his property and attach it to the rest, was refused.

A Petition from Mr Quackenbos, inspector of bread representing that his present Salary is inadequate to compensate his services was received Ordered that Mr Quackenbos be allowed a Salary as Inspector of bread at the rate of Six hundred Dollars per annum

The board having heard the Law formerly reported for the appointment of a Comptroller Ordered that the Consideration thereof be postponed until the next meeting

The Treasurer reported that he has in his hands a balance of $89.442 11/100 belonging to this City. Ordered that his report be filed.

A claim of the representatives of Thomas May to certain monies in the hands of this board was referred to the Chamberlain

A letter from Mr Dey was received and referred to Ald: James Roosevelt, Ald Barker, and M. Verveelen

Resolved that this board at their next meeting proceed to the appointment of a Fire warden for the third, and for the fourth wards.

A petition concerning Brannon Street was received and referred to the Aldermen and assistants of the Sixth and Seventh Wards, and the Street Commissioner

A Report from the Committee appointed to consider the application from the Kine pock institution being received and read. It was Ordered that the Superintendant of the Alms house be directed to Suffer such paupers as have not had the [380] Small pox to be inoculated with the Vaccine matter, and it having been reported that it would be proper for the board to contribute the sum of Two hundred dollars for the encouragement of the institution for the inoculation of the Kine pock. Resolved that this Board cannot at present contribute to the same.

An account from Mr Dodge formerly the keeper of the Alms house was received and ordered to lie over for further consideration

Resolved that the next meeting of this Board be held at the Alms house.

Ordered that the Mayor issue his Warrants on the Treasurer, to pay.

issd Warrt No.	197.	E Belden & Co for printing from Jany 1 to July 1 1802	$37.50
"	198	To J B Prevost Esquire for cash paid by him for surveying the Lot of ground on which it is intended to build a City hall	10.
"	199	To Thomas Hazard for lighting, and cleaning Lamps	241 21/100

[381] In Common Council. August 5. 1802

Present. Edward Livingston Esquire Mayor

Robert Lenox	Esquires Aldermen	William W Gilbert	Assistants
Joshua Barker		Henry Verveelen	
Selah Strong		John P. Ritter	
James Roosevelt		Philip Brasher	

His Excellency the Governor by and with the advice and Consent of the Council of appointment having been pleased to renew the commission of Edward Livingston Esquire, as Mayor of this City. Mr Livingston appeared in Common Council and took and subscribed the oaths of Office by law directed.

His Excellency the Governor with the advice and consent aforesaid having also renewed the commission of John P. Pearss Esquire as Coroner of this City. Mr Pearss appeared before the Common Council and took and subscribed the oaths of Office by Law directed.

The following Ordinance was passed, and ordered to be published in the newspapers at present employed by the Corporation

"Be it ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council convened That no Manure, filth, or sweepings of the Streets, which now is or hereafter may be collected in heaps to the northward of the line established by a Law to prevent Nuisances in the City of New York shall at any period between the first day of June and the first day of December in any year be carted down to any wharf to the Southward of Willett's wharf unless under the direction of [382] the Street Commissioner under the penalty of twenty five dollars for each offence.

The Committee to whom was referred the petition of the owners and occupants of property in the vicinity of the New Slip.

Report

That in the opinion of the Committee it would conduce to the

health of that part of the City if the New Slip which at present extends to Cherry Street was filled up as far as the south side of Water Street, and for the accommodation of market boats it will be expedient for the Board to pass an order directing the proprietor of the Water Lot on the west side of the Slip, within . . . days to extend his pier at least eighty feet farther into the River.

J. Roosevelt.
Jn° P Ritter
John Bogert.

Ordered that the said Report be confirmed and that an Ordinance pass to carry the same into effect, under the direction of the Alderman and assistant of the fifth ward and the Street Commissioner by the first day of November next.

The Committee to whom was referred, the petition of Aaron Burr Esq[r] and others for the regulation of Brannon Street reported in favor of the application, but that the Land intended for the Street is not yet ceded to the Corporation and therefore recommended that the Clerk of this board be directed to inform the proprietors of such Land that the board are ready to receive a Cession, and to regulate the Street with all convenient speed under such name as the Common Council shall think proper [383] It was thereupon Ordered that the said Report stand confirmed The Committee appointed to let the Docks, Slips & Ferries Report,

That they have leased the public docks and slips to Charles Smith for two Years from the first of May last at Sixteen thousand five hundred Dollars per year, The Ferry at Powles hook to John Holdron for Three years at Two thousand One hundred and twenty five dollars per year. Hoboken ferry to Garret Covenhoven for Two hundred and fifty dollars per year. Weehawk ferry to Charles, and Philip Earl for fifty dollars per year and Horns hook Ferry for Thirty dollars pet year to Richard Smith

August 2[nd] 1802.

Selah Strong
Rob[t] Lenox
Henry Verveelen

The Committee to whom was referred the petition of Patrick L. Massena for the privelege of establishing a Ferry, from Corlaers hook to the Wallabout reported, that in their opinion such grant would be an infringement of the contract with the other Ferries. therefore ordered that the prayer of such petition be rejected.

A report was received from the Committee to whom was referred the petition of Bernardus Swartwout Junior, for extending the Bason at the foot of Cedar Street, Ordered that the same be recommitted to the same Committee.

The following Ordinance was passed to prevent the firing of Guns in this City.

"Whereas the firing of Guns, and the practice of fowling in the public Streets, and in the roads or highways in the vicinity of this City are frequently productive of accidents, and dangerous consequences are always to be apprehended therefrom

Be it therefore ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council convened this 5th day of August 1802 that no person shall hereafter be permitted to fire, or discharge any Gun. pistol. fowling piece or fire arm at any place on the [384] Island of New York within the distance of Four miles from the City hall under the penalty of five dollars upon each Offender to be recovered with costs, and if the person so offending shall be a Minor, apprentice servant, or slave the said Fine shall be recoverable from his father, mother, master, or mistress, together with costs.

Provided always. that nothing contained in this Ordinance shall be construed to extend to the reviews or exercises of any military company, or of the State prison guards."

Ordered that the Treasurer be directed to inquire into the state of the property at the Corner of Pearl and State Streets, and report to this board upon the propriety of their charging rents to the occupiers of the same from the expiration of the order made February 3. 1800.

A Report from the Chamberlain respecting the State of the Water Lots of this board, and other Subjects was received and referred to Ald: James Roosevelt, Mr Brasher, &. Mr Gilbert.

Resolved that

Alderman Lenox
Alderman Barker
& Mr Verveelen

be appointed a Committee to inquire into the present System of repairing the Public roads and that they report to this board such improvement therein as may tend to greater œconomy in the expence and improve the state and condition of the Roads.

A Petition for paving Catherine Street, from Broadway to Hudson Street was received, and referred to the Street Commissioner.

[385] Resolved, that an Ordinance pass to pave Greenwich Street, from the present pavement to the distance of 150 feet North of Watts Street, and that

Robert Buchan
Joseph Watkins
Frederick Rhinelander
Thomas Demarest &
John McComb junr

} be appointed to make an Estimate and assessment for the same

Resolved that all the public measurers appointed under the authority of this board be and they are hereby required to produce their respective Commissions to this board, or leave the same at the Clerks Office On or before the first Monday in September next. And that all such Commisisons as are not brought in by that time shall be void.

Ordered that the aforegoing Resolution be published by the several Printers who are employed by this Board.

Resolved that Gilbert Aspinwall be appointed Fire warden for the third ward of this City.

Resolved that John Striker (of Dey. Street Tallowchandler) be and he hereby is appointed Fire warden of the fourth ward of this City

A Petition to Suspend the paving Cherry Street was received and referred to the Street Commissioner

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts—to wit

Issd Warrants.

Nos 200.	Nicholas Lawrence for the City Watch	.....	$213 6/100
201.	William Van Wart	the same	213 6/100
202.	Hugh Gobel	the same	155 31/100
203.	Magnus Beekman	the same	155 31/100
204	Jacob Hays for the Constables attending to enforce the Sunday Law	.....	51
205.	John Sullivan for lost Fire buckets	.....	4
206.	Selah Strong Esqr for powder furnished to celebrate the 4th of July last	.....	152 38/100
207.	Bartholomew Skaats for ringing Bells	.....	19 50/100
208.	Uriah Burdges and Danl Kingsland for assessing 7th Ward	.....	115 6/100
209.	Simon Van Antwerp & Wm G Miller for assessing 4th Ward	.....	44 75/100
210.	David Waldron for repairing Public roads	.....	567 50/100
211.	Joseph Mangin for Surveying	.....	11 50/100

[386] In Common Council. August 9. 1802.

Present. Edward Livingston Esquire Mayor.
John B. Prevost Esquire. Recorder

John B Coles, Selah Strong, Joshua Barker, James Roosevelt — Esquires Aldermen
Henry Verveelen, John P Ritter, Philip Brasher, Philip Ten Eyck, John Nitchie — Assistants.

Ordered that,

Alderman Strong, Ald. James Roosevelt and Mr Gilbert be and they are hereby appointed a Committee of public Repairs.

Ordered that,

Alderman Barker, Mr Verveelen and Mr Nitchie be, and they are hereby appointed a Lamp Committee

The Street Commissioner reported in favor of paving Catherine Street from Broadway to Hudson Street An ordinance was passed in pursuance thereof and,

Robert Buchan, Joseph Watkins, Frederick Rhinelander, Thomas Demarest & John Macomb Junior appointed Assessors for the same.

Ordered that an Ordinance pass for digging and filling in Broadway to the level of the Line, marked A, in a map or profile [387] made by Joseph Mangin and Charles Loss, City Surveyors and that

George Janeway, John Crolius Junior, James Farquhar, Gilbert Coutant & George Turnbull be appointed Assessors for the same.

It being represented to this board that certain ground in Carlisle Street, belonging to the Bank of New York is in a situation to endanger the health of the City Ordered that it be referred to the Street Commissioner with directions to report by the next meeting of the board.

The Alderman and Assistant of the Sixth Ward, together with the Street Commissioner Were appointed to examine and report the situation of Leonard Street

Ordered that the Sum of twelve shillings per diem be allowed to the persons who were appointed to enforce the proclamation of the Mayor prohibiting intercourse with Philadelphia

Resolved that an Ordinance pass compelling all Tavern and Boarding house keepers. and House keepers Generally to report the names of all Strangers received in their Houses under the penalty of twenty five dollars. And that persons refusing to give an account of themselves, or rendering a false account also incur the penalty of twenty five dollars.

An Ordinance passed directing George MacKay, Samuel Norseworthy. Isaac Jones. and Walter Bowne to fill in Hudson Street to the level of a Line to be determined by the Street Commissioner within five Days. And also directing Jacob Halsey and [388] Samuel Demarest to fill in the rears of their respective Lots in Barley Street by the same time

Ordered that the Attorney of this Board be directed to institute Suits against all persons who are guilty of breaches of Ordinances for filling in their respective Lots.

Ordered that the Mayor issue his Warrants on the Treasurer for the following Sums to wit

Issd Warrants

		$
Nos 212.	To Richard Furman Esqr Superintendant of the Alms house for the use of the Alms house.....	8000.
213.	To Nicholas Carmer in advance for public repairs..	1500.
214.	To the Justices of the Justice Court for their attendance to the 1st of August instant.....	474
215	To David Marshall for attending Potters field to this day	55 75/100
216	To the United States for direct tax on lots of this board	8 3/100
217	To John Conklin, Jacob Hays, John Farrington & John White for their attendance at the late races at Harlaem to prevent gambling.....	15.
218	To Joseph Webb for repairing Lamps.....	15 19/100
219.	To John T Banta and Thomas Demarest for assessing the Sixth ward in 1801.....	90 50/100
220.	To John T. Banta and James Riker for assessing the Sixth ward in 1802.....	90 50/100
221.	To John Bogert Esquire Street Commissioner for the use of the Health Committee.....	500

[389] In Common Council. August, 12 1802

Present Edward Livingston Esquire Mayor
John B. Prevost Esquire Recorder

John B Coles	Esquires Aldermen	John Nitchie	Assistants.
Robert Lenox		Philip Brasher	
Selah Strong		John P Ritter	
Joshua Barker		Henry Verveelen	

The Committee to whom was referred the application of Mr Rinier Skaats for a compensation for extra services as Doorkeeper and Messenger of this Board, and Keeper of the City hall, having reported in favor of such application Ordered that the sum of One hundred Dollars be allowed to Mr Skaats as a Testimony of the favorable sense which the Common Council entertain of his services.

The Committee appointed to take into consideration the propriety of patronizing the establishment of the Signal Staffs on Staten Island having by their Report recommended that the Mayor be requested to apply to the Governor for permission to use the ground on which Signal Staffs are now erected on Condition that the same shall be always ready when the State requires it, And that when such permission shall have been obtained that the Corporation afford such Patronage as they may see proper towards the erection or continuance of Signal Staffs so as to render the same a respectable and useful establishment.

It was thereupon Ordered that such Report be confirmed, and adopted.

[390] The Committee appointed to enquire into the present system of repairing the public Roads. and to report such improvements therein as may tend to greater œconomy in the expence and improve the condition of the roads Reported as follows. to wit

That large sums have been annually expended by the Corporation in repairs of the Roads which has only served the purpose of temporary usefulness, and that the present system is therefore improper; they therefore recommend it to the board to commence immediately to improve the main roads from the City by paving or as it is called turnpiking the same And that Contracts be entered into without delay for turnpiking the bowery road from Bullock Street to the forks of the Kingsbridge and Bloomingdale road and that the same be Forty feet wide

The middle road from the arch bridge to where it joins the Bowery and that the same be Forty feet wide

The Greenwich road from Mr Lispenards gate to Hammond Street, and that the same be feet wide

That the same be done at the expence of the Corporation, but that the side walks of ten feet wide be paved or sufficiently gravelled and planted with Trees at Ten feet distance at the expence of the owners

That the Bowery Lane be paved from the termination of the pavement to the north side [391] of Bullock street at the expence of the owners of the ground

That Broadway be the same to the arch bridge

That Road masters be appointed on the two main roads as usual, but to give them no other repairs than what may be necessary to make the same passable and safe, and that the said Turnpikes be continued the ensuing years to be compleated with as little delay as possible to Kingsbridge. Also that encouragement be given to the opening a road along the banks of the East River from Corlaers hook to the Kings bridge road about the four mile stone. And that Grand Street be opened from the East to the North rivers. And that the Canal be immediately opened from the North river to the Arch bridge

August 12. 1802.

Robt Lenox
Joshua Barker
Henry Verveelen.

It was thereupon Ordered in pursuance of such Report That the Bowery road from Bullock Street to the forks of the Kings bridge road and Bloomingdale road be turnpiked to the breadth of forty feet at the expence of this board and that proposals for the same be issued without delay And also that side walks of the breadth of ten feet be paved or gravelled and sufficiently planted with a double row of Trees to be placed at ten feet distance at the expence of the owners of the property benefitted thereby.

That the Middle Broadway road, from the Arch bridge to its uniting with the Bowery be turnpiked, and side walks made and planted with Trees in the same manner and under the same regulations

Ordered that an Ordinance pass for paving the Bowery Lane from the termination of the present pavement to the North side of Bullock street, and that

[392] Samuel Stilwell
Benjamin Thurston
George Dominick
William Hunter and
Smith Hicks

be and they are hereby appointed Assessors to estimate and apportion the expence of paving Bowery Lane as aforesaid

Ordered that the Canal be immediately opened from the North river to the Arch bridge, and that

The Recorder
Ald: Lenox and
Ald: Barker
} be appointed a Committee to report the plan of such Canal and to confer with the proprietors of the ground through which the same must pass.

Resolved that David Waldron be and he is hereby removed from the office of Road master. Resolved that Oliver Waldron and James Myers be and they are hereby appointed Road masters, the former for the upper, and the latter for the lower District

The Recorder reported a resolution of the President and Directors of the Manhattan Company made this day in the words following to wit

"Resolved that the Superintendant under the direction and at the "expence of the Corporation of this City take measures to furnish as "much of the water of the Company during the present Season as "may be required for the cleansing of the gutters, daily, in the several "streets in this City"

Warrant for $500

It was thereupon resolved that the Street Commissioner take immediate measures, in concurrence with the Superintendant of the Manhattan Company to give effect to the aforegoing Resolution of the said Company [393] provided that the sum expended for the experiment, do not exceed. Five hundred Dollars.

(Issued Warrant N° 233 in favor of Dr Joseph Browne. pursuant to this Resolve of the Com: Council)

Resolved. that Leonard Street. be regulated from Broadway to Chapel Street and from thence to Hudson Street in conformity to the report of the Committee appointed on that subject.

Ordered that the fine of John McDonald for not taking out licences as a Tavern keeper under the circumstances of his case be remitted

Ordered that the consideration of the minutes of this board which have not yet been confirmed be postponed for a fortnight from Monday next. and that those which have been confirmed be entered leaving a sufficient blank for the insertion of the former

The following persons were appointed Firemen, to wit

Marcellus M Van Geesen
Andrew Ten Eyck
Jacob Bradford
} { William Fitch
Richard Pynter
Barnet Deklyn
} { &
Charles Field

Resolved that an Ordinance pass for paving the West side of Burling Slip, and that

Benjamin Anestace, Ezekiel Robins, Benjamin Strong, Samuel Talman & John Church } be, and they are hereby appointed Assessors, for the same.

Ordered that the Mayor issue his Warrants on the Treasurer to pay.

Issd Warrants Nos

222.	W. Rhinelander and Abm O Bogart for assessing the fifth Ward in 1801	49 75/100
223.	Michael Brooks for repairing City Lamps	117 6/100
224.	Abm O Bogart, and Lewis Hartman for assessing the fifth ward in 1802	43 50/100
225.	A K Beekman and Benjamin Thurston for assessing the 7th Ward in 1801	115
226.	Rinier Skaats for extra services pursuant to the resolution of this day	100.

[394] In Common Council. August 19th 1802.

Present. Edward Livingston Esquire. Mayor
John B. Prevost. Esquire. Recorder

Selah Strong, Joshua Barker, James Roosevelt, Mangle Minthorne } Esquires Aldermen

William W Gilbert, Philip Brasher, John P Ritter, Philip Ten Eyck } Assistants

A petition from William Edgar and others praying that a road may be opened from Corlaers hook along the East River was received and referred to the Recorder. Ald: Minthorne. Ald. James Roosevelt. Mr Gilbert and Mr Brasher.

Resolved that this Board will on Monday next proceed to the appointment of a Street Commissioner to act in conjunction with John Bogert Esquire

A petition for the regulation of certain parts of Duane and Hudson Streets was referred to the Street Commissioner together with the Alderman and assistant of the Sixth ward.

The several petitions of Alexander Peacock—of Samuel Franklin for a grant to extend his wharf—of Doctr Romayne for permission to improve Water Lots in front of his land near Corlaers hook—and of William Thomas—were severally referred to the Street Commissioner.

[395] The petition of John N Macomb. and others relative to a pump at the corner of Duane and Washington Streets was committed to the Alderman and assistant of the Sixth ward.

Two petitions for an additional watch, and Lamps were received. and so much of the same as relates to Lamps was referred to the Lamp Committee

A petition from several residents and proprietors of the lower part of Pine Street representing that part of the Street to be in an offensive condition and dangerous to health was referred to the Street Commissioner together with the Alderman and assistant of the second ward.

Ezra Weeks was indemnified in having made a sink during the late recess of the Board.

Doctor John R B. Rodgers, and Mr Anthony Dey were severally permitted to erect vaults in front of their respective Lots, and indemnified in so doing, if the same is already done.

The petition of William and John Mott praying that this board will relinquish their part of the Fine upon the seizure of a parcel of Flour consigned to them for sale on account of the barrels being tared too light, it appearing that there existed no intention to defraud the public. the prayer of the said petition was granted.

The petition of J. V. D. Scott in behalf of the Inhabitants of the town of Catskill, to hire, or purchase Fire Engines for their use was referred to the Engineers.

The petition of James Barron and John Crawford for permission to cut a drain through Cherry Street into the East River, was rejected.

[396] An application of Mr James Scott for leave to plant Trees in Beaver Lane was granted. the same to be done under the direction of the Alderman and assistant of the ward

Resolved that the Street Commissioner examine and report on the propriety of regulating and paving Washington Street from Jay Street Southward as far as shall appear at present necessary.

The following Resolution was proposed—to wit

"Resolved that the Kine pock Society be permitted to build a "room for the purpose stated in their petition on the ground of this "Corporation inclosed within the fence surrounding the alms house "under the direction of the Street Commissioner, And that the Street "Commissioner be directed to give immediate notice to the members "of that Society of this Resolution—And that the Mayor be authorized "to draw a Warrant for the sum expended by them on the ground now

"occupied for that purpose not exceeding One hundred and fifty "Dollars"

A question being taken on so much of the said Resolution as respects permission that the Society erect a building on the ground therein mentioned. The same passed in the negative as follows.

For the Affirmative	In the negative	
The Recorder	Ald: Strong	Ald. Minthorne
Mr Gilbert	Ald: Barker	Mr Brasher
Mr Ritter	Ald. J. Roosevelt	Mr Ten Eyck

[397] The following Resolution was then carried in the affirmative as follows.

Resolved that the Kine pock institution have liberty to occupy the ground on which they have lately erected a building for the purpose of preserving their Vaccine matter for inoculation—for the space of one year from the date hereof.

For the affirmative		In the negative
The Recorder	Ald: Minthorne	Mr Gilbert
Ald: Strong	Mr Brasher	Mr Ritter
Ald: Barker	Mr Ten Eyck	
Ald. J Roosevelt		

The resolution lately passed directing the Measurers to bring in their Commissions by the day therein mentioned was amended so as to embrace likewise "Inspectors of Wood, and Lumber. and Weighmasters"

Resolved that the

Recorder
Ald: J. Roosevelt &
Mr Gilbert

be appointed a Committee to report on the propriety of Erecting Cells for the imprisonment of certain Convicts

in conformity to the act entitled "an act for erecting in the City of New York a prison for solitary confinement" and the place best adapted to that purpose, together with the probable expence.

The following Resolution was proposed.

Resolved that a Committee be appointed to confer with the Superintendant of the Manhattan Company and to compleat the arrangements necessary to enable him to furnish the water of the Company for the cleansing of the gutters of the several streets in this City—And that they be authorized to expend for that purpose a Sum not exceeding.....per [398] month until the further order of this Board.

It being proposed to fill up the Blank for the sum with "One

thousand Dollars" a motion for that purpose was negatived as follows.

For the Affirmative.	In the Negative	
The Recorder	Ald: Strong	Mr Gilbert
Mr Brasher	Ald: Barker	Mr Ritter
Mr Ten Eyck	Ald: J Roosevelt	
	Ald: Minthorne	

It was then moved to fill up the said Blank with the sum of Seven hundred and fifty dollars Whereupon the said Motion, and Resolution was carried unanimously.

Ordered that the Attorney of this Board be requested not to prosecute persons for selling fruit in the Streets.

Resolved that a fine of Twenty shillings. be imposed on every member of this Board who shall not attend at the time appointed for meeting, or who shall leave the Board without consent

Ordered that the Clerk direct the Chamberlain to report upon William Mays. petition

[399] The following Ordinance was passed, for the better regulation of the City watch—to wit

"An ordinance for the better regulation of the City watch.

Passed August 19. 1802"

I. Be it ordained by the Mayor, Aldermen and Commonalty of the City of New York in Common Council convened That the Mayor or in his absence the Recorder for the time being by and with the advice and consent of the Common Council shall be authorized to appoint Six discreet persons being inhabitants of this City as Captains or Commanders of the watch. to be employed in the several districts to be appointed and assigned by this board. And that it shall be the duty of such Captains or Commanders to point out the duty of the watchmen under their command respectively: to visit the different stations within their several districts once at least in every night, and to report every default as is herein after mentioned upon pain of removal from their Stations.

II. And be it further ordained that this City shall be divided into three proper Watch districts to each of which the Common Council shall assign from time to time such number of watchmen as they shall deem sufficient for the safety and protection of the inhabitants.

III. And be it further Ordained, that the number of Watchmen to be hereafter employed shall not exceed One hundred and twenty. And that no person shall be permitted to serve as one of that body

unless he be a Citizen of the United States and previously appointed by the Mayor or in his absence the Recorder for the time being with the Consent of the [400] Common Council. And that every such appointment shall be held during the pleasure of the Mayor, or in his absence of the Recorder for the time being.

IV. And be it further ordained that the Captain or Commandant of each watch shall on the morning succeeding every watch. Report to the Justices of Police at their office the names of the watch men who shall have served on each preceding night. with the respective Stations assigned to them, And for that purpose the Clerk of the Common Council is hereby directed to procure and furnish from time to time a sufficient number of Blanks in the form following, to wit

Names of Watchman	Numbers	Stations	Hours of Duty	Defaulters

V. And be it further ordained that the said Captains or Commandants shall also keep a proper book conformable to such returns in which they shall respectively, regularly enter the said returns, together with the tour of duty assigned to each watchman during every night.

VI. And be it further Ordained that it shall be the duty of each Watchman to continue sober, orderly and vigilant, and in every respect to obey the Commands of the Captain or Commandant of the District or division to which he shall belong. And if any Watchman shall sleep while on his. [401] Station, or commit any act of violence, except such as may be strictly necessary in the execution of his duty. or disobey such orders as shall from time to time be given him, it shall be the duty of the several Captains or Commandants without delay to report the name of such offender. together with his offence to the Mayor or in his absence to the Recorder who are hereby authorized and directed immediately to supercede such Offender and to appoint some proper person in his stead

VII. And be it further ordained that a Sum not exceeding five shillings and six pence shall be allowed to each watchman for every nights actual service. And also that the sum of Eleven shillings be allowed to each Captain or Commandant for every night that he shall serve in that Capacity.

Ald: Barker
Mr Gilbert
Mr Brasher
} Were appointed a Committee to divide the City Watch into proper districts and to report a suitable place for the erection of a new Watch house.

Joseph Wood of N° 26. Pine Street in the third ward Merchant was appointed Fireman to Engine N° 16 in the place of Peter Dobb resigned.

Thomas S Barnum. and Alexander Slote were directed to attend at the next meeting of the Board to show cause why they should not be discharged as Firemen for neglect of duty.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts—to wit

Issd Warrant Nos			
	227.	Hugh Gobel for City Watch	$155 31/100
[402]	228.	Magnus Beekman the same	155 31/100
	229.	William Van Wart the same	213 6/100
	230.	Nicholas Lawrence the same	213 6/100
	231.	Thomas Mitchill for a quarters Salary ending 12th instant as Assistant Door keeper	60
	232.	Israel Haviland for Hose and repairing	112 97/100

[403] In Common Council. August 23d 1802

Present. John B Prevost Esquire Recorder

Joshua Barker Mangle Minthorne James Roosevelt Robert Lenox	Esquires Aldermen	John Nitchie William W. Gilbert Philip Brasher John P Ritter Philip Ten Eyck

Assistants.

The board postponed the appointment of an additional Street Commissioner.

Ald: James Roosevelt, Mr Gilbert & Mr Brasher were appointed a Committee to prepare and report a better system for the regulation of the Streets

The Petition of Thomas May and the report of the Chamberlain thereon was referred to the Recorder.

Thomas S Barnum and Alexander Slote were directed to attend at the next meeting of the Board to shew cause why they should not be dismissed as Firemen and it was ordered that the Captain of Engine N° 24 be directed to attend at the same time to substantiate the charges against them.

On the petition of Kemma Bartholomew praying the remission of such part of the penalty as the board is entitled to, on the seizure of a certain quantity of Indian Meal the same not having been inspected according to Law. It appearing to the board that no fraud against the public was [404] intended Ordered that the Prayer of the said Petition be granted

The following report of the Committee respecting the Distribution of the City Watch was received. Ordered that the Consideration thereof be postponed until the next meeting and that the Clerk have copies printed for the use of the members.

" The Committee to whom was referred the division of that part of the City subject to a tax for the support of a Night Watch into three districts, report.

That in the opinion of the Committee it will be proper to divide the same as follows. to wit. The first district to begin at the Ferry stairs, at the lower end of Cortland Street, thence up the same to Broadway; thence up Broadway to Chatham Street; thence up the same to the Brick meeting. thence down Beekman Street to Pearl Street thence up the same to the head of Peck Slip, thence to the East river, including all that part of the City within the limits aforesaid. The second District to begin at the east side of Peck Slip to run up the East River to Bullock Street, through the said Street to Bowery Lane, thence through William Street to the Broadway. thence down Broadway to the Arch bridge to the place of intended Canal, thence up the line of the Canal aforesaid to the head of the same, thence to Cross Street, thence up the same to Tryon row thence to Chatham Street, thence up Chatham Street to the Brick Meeting. thence down [405] the line of the first district to the place of beginning. including all that part of the City within the limits aforesaid

Third District, to begin at the place of the beginning of the first to continue by the line of the same to the Brick Meeting. thence by the line of the Second District to William Street. thence a direct line to the outlet of the meadow of Anthony Lispenard into the North River. thence down said river to the first place of beginning to include all that part of the City within the Limits as aforesaid

The Committee further report that the most proper place for the erection of a Watch house for the third District appears to be on a certain gore of Ground owned by this board at the intersection of Hudson Barley and Duane Streets. Sufficient for the same and probably of small value for any other particular purpose

The Committee would further recommend as the second and third Districts cover so large a space of Ground the Watch to patrole in lieu of having regular Stands, except the Gaol and Bridewell, and such other places as the Mayor for the time being shall especially point out, all which is submitted by.

New York August 23, 1802.

Joshua Barker
Wm W. Gilbert.

Applications were received from Mr John Titus and Dr David Hosack respecting the purchase of Corporation ground. Ordered that the same be referred to the Recorder, Ald: J Roosevelt and Ald: Barker.

The Estimate and Assessment for digging Mulberry Street. from Bayard to Hester Street was Confirmed. Ordered that Waters Furman [406] collect the same

A petition from John Lawrance and others praying the grant of ground in Greenwich Street for the erection of an Exchange Market. and also a Counter petition remonstrating against the same were severally referred to the Alderman and assistant of the first ward, and Ald. Lenox

On the petition of Edward Callow master of the Schooner Sally, from Washington, North Carolina stating that he has been arrested for not reporting a Passenger to the Mayor who departed from his vessel without consent, praying that he may be at liberty to take such passenger to the place from whence he came and that he may be released from the suit upon his giving Security that the same shall be done. Ordered that the prayer of the petition be granted upon the petitioners paying costs and giving such Security as the Mayor shall approve

The Memorial of Benjamin Carpenter respecting the sale of Meats in the Fly Market by Country People, was referred to the Aldermen and assistants of the Second and Third wards.

[407] Ordered that the Market women be permitted to have awnings erected in the Fly Market under the direction of the Magistrates of the second and third wards in the Oswego Market under the direction of the Alderman and Assistant of the first ward, and in the Hudson market under the direction of the Alderman and assistant of the Sixth ward.

A Deed was received from the Corporation of Trinity Church conveying certain ground intended for streets. referred to the examination of the Recorder and Street Commissioner

Lewis Hartman of N° 423 Pearl Street in the fifth ward Grocer was appointed a Fireman to Engine N° 8 in the room of Robert Sneedon resigned.

The regulations of Bedlow Street from Catharine to Rutgers Street, of Greenwich Street, and of Hudson from Barley to Leonard Street were respectively confirmed.

The Chamberlain was authorized to grant a Credit to Martin Hoffman for a Lot of Land purchased of this board upon his giving ap-

proved negociable notes payable at a period not exceeding Six months with interest

Ordered that the Mayor issue his Warrant on the Treasurer

Issd Warrt No 234.	In advance to Alderman Strong towards a pier erecting by him for the Corporation for the sum of.....	$ 500

[408] In Common Council, August 30th 1802

Present Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

John B Coles Selah Strong Robert Lenox Joshua Barker	Esquires Aldermen	William W Gilbert Philip Brasher Henry Verveelen John P Ritter Philip Ten Eyck — Assistants

The petition of William Lord and others, stating that they have purchased Lots of ground in Mott Street, and built dwelling houses thereon, and that they have since been informed that the said Houses incroach upon the Street, praying that an inquiry may be made upon the subject and that the five inches they are supposed to incroach upon the Street may be granted to them upon such terms as the Corporation shall deem reasonable, was referred to the Street Commissioner.

The Committee to whom was referred the Petition of John Lawrence and others praying the grant of ground in Greenwich Street, for the purpose of erecting a Corn Exchange, reported that it would be inexpedient for the board to grant the prayer thereof. Ordered [409] that the said report be confirmed.

The Committee to whom was referred the petition of several inhabitants of the Sixth ward. stating that the logs or conduits which lead off the water from the starch manufactory of Henry Heiser are in an offensive situation and injurious to a pump of which the petitioners have long enjoyed the use, reported that the facts stated in the petition are true, and that it would be proper to prohibit the said Henry Heiser from letting off the water from his starch manufactory through the said Logs until they shall have been examined and the Street Commissioner shall have granted his permission for doing the same. It was ordered that the said report be adopted and that the said Henry Heiser be prevented from carrying off the water through the said logs until the Street Commissioner shall think proper to give permission for the same.

The Committee to whom was referred the petition of John K Bancker and others relative to the lower end of Pine Street, reported that they have examined the situation of said Street from Pearl Street to the lower end thereof and considering all the circumstances are of opinion that the least injury resulting to a part of the Citizens of said Street will be to erect a Sewer from the South east side of Front Street to extend to the East River Ordered that the Consideration of this Report be deferred until the next meeting.

Upon hearing the complaint against Thomas S. Barnum and Alexander Slote for neglect of duty they were severally dismissed from their appointment as Firemen

The Engineers of this City to whom was referred the petition of Fire Company N° 25 praying that [410] their number be augmented to forty members reported in favor of the petition Ordered thereupon that Fire Company N° 25 shall hereafter consist of forty firemen.

The Engineers also reported upon the application of J. V. D Scott in behalf of the inhabitants of the Town of Catskill to purchase or hire fire engines for the use of that town That there is not at present a public Engine that can be dispensed with but that there are two Engines for sale—Ordered that the Report of the Engineers be adopted And that the Clerk inform M^r Scott of the decision upon his application

A petition from Fire Company N° 24 requesting that a New Engine may be purchased for their use was received, and referred to Ald. Strong, M^r Brasher and M^r Ritter.

The Street Commissioner to whom was referred the petition of D^r Nicholas Romayne reported as follows to wit

First, it appears that the said Nich^s Romayne is the proprietor of a lot of ground on the east side of Montgomery Street and extending from Crown point Street to high water mark on the East River or Sound, his title to the said ground is on the public Records and according to the opinion of Robert Troup Esquire is a good title and free from all claims and incumbrances

Second that the said Lot did extend from Montgomery Street along Crown point Street Three chains [411] thirty four links or 220 feet 5 inches, but the said Nicholas Romayne hath granted to the Corporation to make Montgomery Street 50 feet wide ten feet of said ground so that there remains to him 210 feet 5 inches along Crown point Street

Third, that it appears the said Nicholas Romayne hath granted about the year 1799 certain pieces of Land being part of his Lot on

the North side of said Crown point Street to the Corporation for Streets in that part of the town agreeably to their regulation And that nothing remains to be required from him on that Subject

Fourth that the Northerly side of Front Street will be near low water mark for the greatest extent of the said lot of Land. And in no part can there be more than three or four feet at low water

Fifth. Considering all the circumstances your Commissioner is of opinion no inconvenience will result to the public in permitting the said Nicholas Romayne to extend a Bulkhead along the Northerly side of Front Street to the distance of 200 feet from Montgomery Street that being his North Line and to continue the said North line up to Crown point Street to the extent of his Line on said Street on such terms and Conditions as is customary in that part of the City.

All which is respectfully submitted

New york 30 August 1802 John Bogert

The consideration of this report was postponed until the next Meeting

The Committee to whom was referred the petition of John Titus. Reported That John Titus, purchased of the Corporation Lots N° 116, 122 & 128 [412] of the Common Lands of this City. that the said John Titus was about to build on Lot N° 116 but finds that a road to be opened from the North to the East River will so intersect the said Lot as to defeat the intentions of the said petitioner who is now improving the said Lots with those under Lease at a great expence That your Committee is therefore of opinion that this board ought to sell the said Lot N° 119 to the said petitioner either at the price at which Lot 116 was sold, or to exchange with him and take Lot 128 he paying the difference in value to be determined as the board shall direct.

J. B. Prevost
Joshua Barker

Upon hearing and considering the said report it was Ordered that the same Committee to whom the petition of M^r^ Titus was referred be authorized to exchange with him Lot N° 128 for Lot N° 119 he paying the difference of value (to be ascertained by the said Committee) to this board

The Committee appointed to report a System for cleaning repairing regulating and paving the public streets made a report to this board upon which it was directed that such report be recommitted and that Ald: Lenox and Ald. Coles be added to that Committee

The board having gone into consideration of the Law for appointing a Comptroller and having proceeded so far therein as to ascertain the principle that such an Officer shall be [413] appointed, the said law was referred for Amendment and revision to the Recorder, Ald. Coles & Mr Gilbert

The Recorder and Street Commissioner reported to the board that they have examined a Deed from the Corporation of Trinity Church to this board for Land intended to form Harrison, Provost, Moore, Bache, Hubert, Laight, Vestry, Desbrosses, Watts and Brannon Streets, or parts thereof, and which was submitted to their inspection, that they find the said Conveyance to be accurate and sufficient, Ordered that the said Deed be preserved among the Conveyances of this board, and recorded in the Clerks office.

The Committee to whom was referred the petition of sundry persons residing near Duane, Barley & Hudson Streets, reported that in the opinion of the Committee it would be proper that Duane, Barley and Hudson Streets be filled in with good and wholesome earth to the permanent regulation of the same. Hudson from Barley to Moore Street, Duane Street from Greenwich to Hudson Street, Barley from Duane Street to Chapel Street. And that ordinances pass for compleating the same at the expence of the respective proprietors fronting on the same by the first day of November under the penalty of 100 dollars.

John Bogert
Joshua Barker
Henry Verveelen

Resolved that the said Report be adopted and that an Ordinance pass to carry the same into effect.

A petition from Alexander Ross and others relative to the late regulations directed to be made in Broadway was referred to the Recorder, Mr Gilbert and Mr Ten Eyck.

George Weeks of No 64 Catharine Street, Cartman, was [414] appointed a fireman of the hook and Ladder fire Company No 2 in the stead of Henry Rogers resigned

The Committee to whom it was referred to digest and report a proper system to govern the proceedings of this board, reported the following

RULES & ORDERS

which being considered were Approved, and adopted, and it was thereupon Ordered that the Clerk of the Common Council procure copies thereof to be printed for the use of the Members.

1

Upon the appearance of four Aldermen and four Assistants, the Mayor or in his absence the Recorder shall take the Chair as President and the members be called to order.

2

Immediately after the President shall have taken the Chair, the minutes of the preceding meeting shall be read by the Clerk to the end that any mistakes therein may be corrected by the board

3

The President shall preserve, order, and decorum, and shall decide questions of order subject to an appeal to the board.

4.

The President shall not vote in any case unless the board be equally divided

5

Every member previous to his speaking shall rise from his seat, and address himself to the President.

[415] 6

When two or more members shall rise at once the President shall name the member who is first to speak

7

No member shall speak more than twice to the same question without leave of the board, nor more than once until every member chusing to speak shall have spoken.

8

No question, on a motion shall be debated or put unless the same be seconded. When a Motion is seconded it shall be stated by the President, before debate and every such motion shall be reduced to writing, if any member desire it.

9

After a motion is stated by the President it shall be deemed to be in possession of the board, but may be withdrawn at any time before decision, or amendment.

10.

When a question is under debate, no motion shall be received, unless.

1. To amend it.
2. To Commit it.

3. To postpone it, to a certain day.
4 For the previous question, or,
5 To adjourn.

11.

A Motion to adjourn shall always be in order, and shall be decided without debate

12

The previous question until it is decided shall preclude all amendments, and debate of the Main question and shall be in this form "Shall the Main question now be put?

[416] 13

A motion for Commitment, until it is decided shall preclude all amendment of the main question

14.

Every member who shall be present when a question is put shall vote, for, or against the same, unless the board shall excuse him, or unless he be immediately interested in the question in which case he shall not vote.

15

A member called to order shall immediately sit down, unless permitted to explain, and the board if appealed to shall decide on the case, but without debate. If there be no appeal the decision of the Chair shall be submitted to.

16.

All questions shall be put in the order they are moved, except, that in filling up blanks the largest sum and the longest time shall be first put.

17.

Upon a division in the board the names of those who vote for and of those who vote against the question shall be entered upon the minutes if any two members require it

18

In all divisions to be taken by the [417] Board it shall be the duty of the Clerk to enter on the minutes the name of the member calling for the division

19.

No motion for a reconsideration shall be in order, unless moved or seconded by some member who voted in the affirmative, or, unless

notice be given on the same day for the meeting following that on which the decision proposed to be reconsidered took place—A motion for reconsideration being put and lost, shall not be renewed, nor shall any subject be a second time reconsidered without unanimous consent.

20

Committees appointed to report on any subject referred to them by the Board, shall report, a state of facts, and also their opinion thereon.

21.

All appointments of Officers shall be made by Ballot unless dispensed with by the unanimous consent of the Board.

22

No member shall absent himself without permission from the President

23.

All Committees to be appointed by the President

An Estimate and Assessment for paving Harman Street, from Catharine to Fayette Street was confirmed. Ordered that the same be collected by Thomas Whitelaw.

[418] Ordered that the Mayor issue his Warrants on the Treasurer for the following sums. to wit

Issd Warrt No	235.	Hugh Gobel for City Watch.....	$155.31
	236.	Magnus Beekman Do	155.31
	237	Nicholas Lawrence Do	213. 6
	238.	William Van Wart Do	213. 6
	239	Bartholomew Skaats for a quarters Salary and money paid for Articles for the use of the board	78.19½
	240.	Thomas Hazard for lighting and cleaning Lamps	240.83
	241.	Richard Furman for painting and repairing Lamps	101.80
	242.	John Bogert Esqr Street Commissioner for the use of Health Committee.....	500
	243.	To Thomas Whitelaw for paving Harman Street fronting ground belonging to the Corporation	51.51

[419] In Common Council, September 6, 1802

Present. John B Prevost Esquire, Recorder

John B. Coles	Esquires Aldermen	John Nitchie	Assistants.
Robert Lenox		William W Gilbert	
Mangle Minthorne		John P Ritter	
James Roosevelt		Philip Brasher	
Selah Strong		Philip Ten Eyck	
Joshua Barker		Henry Verveelen	

The Committee appointed to consider and report whether any and what alterations will be proper to be made in the present establishment of Street Commissioners.

Reported their opinion,

That after the first monday in January next, the said establishment ought to be abolished.

That the Common Council ought without delay to appoint a discreet, industrious and intelligent person well qualified to perform the duties hereinafter designated to him to be called and known by the name of the Street Commissioner.

That the duties of the said Commissioner should be to take charge of, and superintend the laying out levelling paving and keeping in repair all the streets, public highways, and common sewers in this City and County and to take care that no encroachments are made thereon by the erection [420] of buildings or fences contrary to law, and generally to perform such other duties relative to the streets highways and sewers as may be assigned to him by the Common Council and likewise to suggest any improvements therein as to him may seem proper, And that the said Commissioner should be appointed one of the City Surveyors and receive a salary of $1250 per annum to be paid quarterly

Your Committee are further of opinion that the Common Council ought on the first Monday of January next to appoint a discreet and industrious person of honest fame to be called and known by the name of the Superintendant of Scavengers. whose duty it should be for, and on account of this board to employ as many Scavengers and other persons as may be necessary to sweep the heads of slips and all public ground, and to clean, carry away, and sell all filth, dirt and rubbish as may be found in the streets which is not by law directed to be otherwise removed, and to keep regular accounts of his expenditures and sales, and at least once in every year on the first Monday in February to settle the same and lay before the Board [421] such statement thereof as will enable them to ascertain the sums of money that have

been expended on all the principal objects in his department, & likewise the amount of sales, and further that it should be the duty of the said Superintendant to examine into and prosecute for all penalties incurred for breaches of ordinances relative to incumbrances filth or nuisances placed in the streets and highways contrary to Law, and generally to perform such other duties in relation to his office as may from time to time be assigned to him by the board.

That the said Superintendant should before he enters into the duties of his office take an oath before the Mayor or Recorder faithfully to discharge the duties thereof And should likewise give security in the penal sum of Five thousand Dollars that the Corporation shall not sustain any loss by his unfaithful application of their money. And that the Superintendant should receive a salary of Seven hundred and fifty dollars per annum for his services."

Whereupon it was ordered that the said Report be confirmed and adopted, and that an Ordinance be drawn to carry the same into effectual operation.

The draft of an Ordinance for the better regulating the Assize of Bread, was received, ordered that the consideration thereof be postponed.

A petition from Mrs Charlotte Amelia Bayley widow of the late Dr Bayley praying that she [422] may be entitled to receive the rents of a building erected by her late Husband until the expence of building the same be reimbursed, was read and the prayer thereof rejected

The following Ordinance for the appointment of a Comptroller having been read and considered, and a division being called for by Mr Brasher, the same was passed as follows. to wit.

For the Affirmative		In the Negative	
Alderman Coles		Alderman Minthorne	
Alderman Lenox		Alderman James Roosevelt	
Alderman Barker		Alderman Strong	
Mr Gilbert		Mr Nitchie	
Mr Ten Eyck		Mr Ritter	
Mr Verveelen	6.	Mr Brasher	6.

The board being equally divided upon the subject. The Ordinance for the appointment of a Comptroller was passed, by the Casting vote of the Recorder.

[423] An ordinance for the Appointment of a Comptroller

Passed September 6th 1802.

1. Be it ordained by the Mayor, Aldermen and Commonalty of the City of New york in Common Council convened, and it is hereby

ordained by the authority aforesaid. That a discreet Freeholder shall be appointed by this board to be called and known by the name of the Comptroller of the City of New York.

2. And be it further ordained that it shall be the duty of the said Comptroller to examine and to liquidate all claims, and to audit all accounts against this Corporation in all cases whatever, and to report the same to the board at each susbequent meeting for its order in the premises, and also to countersign all Warrants to be drawn on the Chamberlain or Treasurer of the City for the payment of all monies, directed by the board, and in cases where the Comptroller cannot adjust the same without the interference of the board, he shall examine such claim and report the facts concerning it with his opinion thereon, and to examine adjust and settle the accounts of all persons indebted to this Corporation, and to call on public officers, and others entrusted with money or who shall have received any monies for this Corporation, and shall not have accounted for the same as they ought to have done, and to take charge of all the Real Estate of this Corporation [424] and to report any encroachments made thereon and to enquire into any arrearages due for back rents or otherwise, and to take charge of all the title deeds bonds or evidences of debts due or belonging to this Corporation

3. And be it further ordained that the said Comptroller shall keep a regular set of Books by way of double entry, in which shall be kept an account of all monies, received and paid out for the Corporation and shall cause to be opened in such books as many accounts under appropriate Titles as may be necessary to shew distinctly and seperately the expenditures and receipts upon each important object, and shall exhibit a balance sheet of such books to the Common Council at least once in every Six months, and shall keep one other Book in which shall be entered particularly the whole objects of revenue of every description belonging to the Corporation

4. And be it further ordained, by the authority aforesaid, that the Comptroller shall cause a Certificate to be transmitted to every person who may now be, or hereafter may become indebted to this Corporation shewing the amount of such Debt, and directing the payment of [425] such balance to the Chamberlain and upon default in the payment thereof by such Debtor to report the same to the Recorder, that a suit may be commenced thereon.

5. And be it further Ordained by the authority aforesaid, that the Chamberlain shall once in every week lodge all monies to be received

by him in the intermediate time in the Bank of New York, and shall thereupon make a return thereof to the Comptroller stating the amount, for what, and from whom he may so have received such sums.

6. And be it further Ordained by the authority aforesaid, that the Comptroller and Chamberlain shall respectively keep an office and shall respectively open and attend the same daily (Sunday, excepted) that is to say the Comptrollers office shall be open for the transaction of business five hours in each day, and the Chamberlains office shall be open three hours in each day for the same purpose of which they shall respectively give notice to the public that those having business with them may with certainty know where, and when to meet to transact the same.

7. And be it further Ordained that the Comptroller shall be allowed as a compensation for his services a Salary of One thousand five hundred Dollars, payable quarterly.

8. And be it further Ordained that it shall be the duty of the Comptroller to attach to every grant hereafter to be made or heretofore ordered by this board and not yet delivered to the grantee a [426] survey of the ground so to be conveyed to which survey a reference shall be made in such grant.

9. And be it further ordained that the Clerk shall on the day succeeding each meeting of the Board deliver to the Comptroller a certified Copy from the minutes of the board of the sums ordered to be paid.

10. And be it further Ordained that the Chamberlain shall be allowed a salary of Five hundred Dollars per annum to be paid quarterly in lieu of his Commissions upon money raised by tax for the use of the City and County of New york and as a compensation for his services over and above any compensations or Monies which he may receive in cases where administration is granted to him as Chamberlain under the act passed the April 1799.

A petition praying that the Wharf, and Street on the old Albany pier at Coenties Slip may be repaired was received, and the consideration of the same postponed.

Robert Thompson, of Rutgers Street Carpenter was appointed a Fireman to Company N° 8 in the room of Thomas Hackle resigned.

William Smith of N° 22 Mulberry Street Block maker was appointed a Fireman to Company N° 17. in the room of Andrew Williams resigned.

[427] Ordered that the Recorder issue Warrants on the Treasurer to pay

Issd Warrt No 243.	Bartholomew Skaats to purchase fuel for the corporation	$100
244.	Richard Furman, Superintendant of the Alms house as per account for the balance of alterations and repairs to the alms house...	2599 77/100
245	Nicholas Carmer towards public repairs.....	1000
246.	John S. Delamater a quarters salary as Street Inspector	125.
247.	David Waldron for repairs to public roads....	189

Resolved that this board meet on Wednesday next. the eighth instant at three oclock for the special purpose of entering into the appointment of Inspectors and Measurers under the authority of the Corporation.

In Common Council, September 8th 1802.

Present. John B. Prevost Esquire Recorder

Selah Strong John B. Coles Robert Lenox Mangle Minthorne Joshua Barker.	Esquires Aldermen	Philip Ten Eyck William W Gilbert Philip Brasher John P. Ritter — Assistants.

[428] The Board having met for the purpose of entering into the appointment of public Measurers and Inspectors under their authority made the following appointments. to wit

Weigh Masters

Daniel Kemper — Isaac Stoutenburgh
Fletcher M Beekman — David Gardiner
Nicholas G. Carmer

Measurers of Grain

Joseph Burrows	William Walmsley
Dennis Striker	Luke C. Quick
Robert Quin	John Cameron
Samuel Arnet	Samuel Bleecker
James Wendell	William Ballard
Joseph Meeks	James Mills
Joseph Earle	Andrew Hageman
Patrick McGuire	Charles Titus
Thomas Pinckney	Robert Sickles
Jacob Mott	William Cumming
Aaron Howell	Frederick Mabie
Thomas Dick	Daniel Lawrence
William Lamplin	William Pearsall

John Wright

Measurers of Timber & Boards

Jeremiah Marshal Thomas Ogilvie
Nicholas Carmer.

[429] Measurers of Lime

Uzziah Coddington Abraham Van Gelder
William Heyer

Measurers of Charcoal

John Vark David Love

Ald. Lenox, Ald. Strong & Mr Gilbert } Were appointed a Committee to inquire and report with respect to the propriety of the present system for weighing Hay.

Ald. Barker, Mr Ritter, Mr Brasher } Were appointed a Committee to examine and report what Butchers stalls are vacant?

An Estimate and Assessment for paving Catharine Street from Broadway to Hudson Street was confirmed and Thomas Demarest appointed Collector of the Monies due thereon. It was likewise Ordered that the Contractors for paving give Security for the due performance of the contract

An Estimate and Assessment for paving Greenwich Street from the present pavement to the distance of 175 feet North of Watts Street being received. Ordered that the same be returned to the Assessors with directions that they advertise for new proposals in at least three of the Public Newspapers for the space of one week.

[430] In Common Council. Septr 13th 1802

Present John B. Prevost Esqr Recorder

Esquires Aldermen: Robert Lenox, John B Coles, Mangle Minthorne, James Roosevelt, Joshua Barker

Assistants: William W Gilbert, Henry Verveelen, Philip Ten Eyck, John P Ritter, Philip Brasher

A Petition from Francis C. Le Roy requesting the payment of an account against the Estate of Francis Dies an intestate of whom the Chamberlain is administrator under the law of this State was received, and referred to the Chamberlain.

The Committee appointed upon the application of John Titus reported that it would be proper to convey to him Lot N° 119 of the Common Lands. in the stead of Lot N° 128 he paying to this Board the Sum of 150 Dollars as the difference of price. Ordered that this

Report be adopted And that the Clerk of this Board be authorized to make out a Deed accordingly.

[431] The Committee to whom was referred the application of Doctor Hosack reported that it would be proper to grant to him in fee Lot N° 55 of the Common Lands instead of Lot N° 60 he paying the difference of price and reconveying Lot N° 60 to this board. And that thereupon new Leases for Lots N° 60 & N° 61 to take effect from the date of his former leases be granted to Doctor Hosack upon the same terms for the space of 21 years from that time certain, And so much longer as the same shall be used as a public Botanic Garden. provided that the said term shall not exceed in the whole Fifty years—the said Report was confirmed

Alderman Coles presented to the board the draft of an Ordinance for regulating the Inspection of Firewood. having proceeded in the consideration of it. its further discussion was deferred a fortnight.

The Board proceeded to Ballot for a Street Commissioner. upon counting the votes. Doctor Joseph Browne had six votes. John Santford three votes. and John H. Sickles one vote. D^r^ Joseph Browne was thereupon appointed Street Commissioner

Upon balloting for a Comptroller to this board. Selah Strong Esquire had Six votes. and Whitehead Fish four votes. Upon which Selah Strong was appointed Comptroller

Alderman Barker introduced the following Resolution respecting paving the Streets

[432] Resolved that all public Streets now paved according to the rules and regulations of this board or hereafter to be paved by their order agreeably to the same shall from and after the day of next be repaired between the Curb Stone or Timber thereof at the expence of this board and become one of the contingent charges of this Corporation the said Curb stone or Timber shall be kept in good repair at the expence of the respective proprietors or occupants fronting on the same under the particular direction of the Street Commissioner for the time being under the penalty of for every neglect for every twenty four hours after a reasonable time has been allowed to be contained in a written notice to be served on the Proprietors if known or left at the house of the occupant if any on the premises if neither proprietor nor occupant is to be found then in every such case to be by the said Commissioner reported to this board who will take order for the same

The said Resolution was ordered to lie over for further Consideration.

Estimates and Assessments for digging and filling Leonard Street [433] from Broadway to Hudson Street, and Chapel Street from Catharine to Leonard Street were received, and respectively confirmed. Thomas Demarest was appointed to collect the monies assessed thereby. and, John Brown whose contract for performing the work has been accepted was ordered to furnish good security (to be approved by the Recorder) for the due performance of his Contract.

An Estimate and Assessment for paving the West side of Burling Slip was received & confirmed, & Hugh Montgomery appointed Collector thereof.

A petition from several inhabitants of Scammel Street praying the extension thereof was received and referred to the Street Commissioner

Resolved and ordered that the several and respective owners of the water lots fronting and bounded on South Street from the Fly market to the Burling Slip be and they are hereby required to cause to be made sunk and completed under the inspection and direction of the Common Council One pier on the North east side of the Fly market slip. 20 feet from the present range of the said Slip. that said pier shall extend 200 feet into the East river of the breadth of 30 feet agreeably to a resolution of this board of the first day of June 1801 and that they complete the said Pier by the first day of December next under the penalty of 100 dollars for each Lot.

Ordered that the Clerk of this board serve a Copy of the above Order upon the several and respective owners.

[434] Resolved that John Bogert Esquire cease from the execution of such part of his former duties of Street Commissioner as now devolves upon Joseph Browne who was this day appointed to that Office but that he continue to perform the residue of his former duties until a Superintendant of Scavengers shall have been appointed agreeably to the late resolution of the Board.

A petition respecting Coenties Slip and one concerning Greenwich Lane were severally referred to the Street Commissioner.

Ald: Minthorne, Mr Gilbert & Mr Brasher } Were appointed a Committee to treat, with the proprietors of land through which it is intended the Broadway shall pass in its continuation to the Bowery

A petition against the construction of a Sewer at the lower part of Pine street was referred to the Street Commissioner.

The Street Commissioner was directed to report to the board at its next meeting with respect to the best manner and probable expences

of executing the late Ordinances for regulating, levelling, and turnpiking the Broadway. & Bowery Lane.

[435] An Ordinance for regulating the assize of bread was referred to Ald: Barker. Mr Ritter & Mr Verveelen.

John Way having been tried and fined for baking bread lighter than the Assize, and it appearing by a report of the Attorney of the board that there is reason to believe such offence was not intentionally committed Ordered that the Inspector of Bread be directed to examine and report the state of facts.

Mr Dey the attorney to this board having by his letter submitted the question whether the Peace Officers are in future to be entitled to the half of penalties recovered for breaches of the Sunday Law. as they are now paid for their services. It was directed that the monies recovered for such penalties be in future paid to the Board.

Ordered that the Execution against Lewis D Flinn for a penalty against the Law for restraining Hawkers and Pedlars be suspended until the further order of this board.

An account presented by Daniel Phœnix Esqr Treasurer was received, and its consideration deferred.

Ald. James Roosevelt
Alderman Barker
Mr Gilbert
Mr Brasher
& Mr Ten Eyck

} Were appointed a Committee to examine the last annual account of the Treasurer

An Estimate and assessment for regulating digging and filling certain parts of Broadway [436] being received and it appearing defective in describing the property assessed it was ordered to be returned to the assessors for amendment with particular directions that they designate vacant Lots by their numbers and names of the owners.

A division having been called upon the preceding order by Ald. Barker it passed in the affirmative as follows.

Affirmative		Negative	
Ald: Lenox.		Ald Barker	
Ald: Coles.		Mr Verveelen	
Ald: Minthorne		Mr Ritter	3.
Mr Gilbert			
Mr Brasher	5.		

Ordered that the Recorder issue Warrants on the Treasurer to pay

issd Wart No	248.	J. F. Mangin in advance for his map of the City	$100
	249	Dr Joseph Browne towards supplying Manhattan Water for cleansing the Streets and gutters of this City pursuant to the late order of the board.....	$500.
	250.	Hugh Gobel for City Watch.....	$155.31
	251.	Magnus Beekman Ditto	155.31
	252.	William Van Wart Ditto	213. 6
	253.	Nicholas Lawrence Ditto	213. 6

[437] In Common Council. September 29th 1802

Present John B Prevost Esquire Recorder

Mangle Minthorne John B Coles Joshua Barker Robert Lenox Selah Strong	Esquires Aldermen	Henry Verveelen John Nitchie Philip Brasher John P Ritter	Assistants

The board proceeded to the choice of a Chamberlain Daniel Phœnix Esquire having the greatest number of votes was accordingly elected

A petition respecting the narrowness of the Fly market Slip. requesting that means may be taken to widen it and that in the mean time no more buildings be permitted to be erected was received and referred to the Street Commissioner

It was directed that Pine Street be heightened in such a manner as to permit the water to run off with a sufficient descent into the East river and that the Street Commissioner be directed to have a profile for that purpose ready by the next meeting of the Board

Alderman Lenox having called for a division with respect to the preceding order. the votes stood as follows

Affirmative		Negative
Ald. Minthorne	Mr Verveelen	Ald: Lenox
Coles	Nitchie	Mr Brasher
Barker	Ritter	
Strong		

Ordered that the Recorder draw his warrant on the Treasurer in favor of Nicholas Carmer for public repairs for $1500.

[438] In Common Council. October 4th 1802

Present John B Prevost Esquire Recorder

John B Coles	Esquires Aldermen	Henry Verveelen	Assistants
Joshua Barker		William W Gilbert	
Selah Strong		Philip Brasher	
Mangle Minthorne		John P Ritter	

A petition respecting the wharf at Coenties Slip was referred to Alderman Strong. Ald: Coles & Mr Brasher

A petition from several proprietors of ground near the upper part of Broadway against the late regulations directed to be made therein was referred to the Street Commissioner with directions that he report his opinion concerning the proper level of the said Street.

A petition from Messrs Beach & Bussing stating that Cortland Slip is out of repair and praying the remission of a Fine for lumbering the same was referred to. Ald Barker. Mr Verveelen & Mr Gilbert.

A petition from N W Stuyvesant and Peter G Stuyvesant was referred to the same Committee to whom was referred the petition of Samuel Titus relative to a new Ferry.

[439] An Estimate and assessment for paving Greenwich street to the distance of 175 feet North of Watts Street was confirmed to be collected by Thomas Demarest

An Estimate and assessment for paving Magazine Street was also received and confirmed Ordered that Anthony Brown be collector thereof

A Petition of Benjamin Gregory praying a remission of a fine for selling spirituous Liquors without Licence in consideration of his extreme proverty was granted as far as this board is concerned.

The petition of Philip Ruckel and Robert Watts stating a balance to be due to them for regulating Church Catharine. Chapel and Thomas Streets was received and referred to the Comptroller

A petition from Joseph Crane praying the remission of a penalty on flour transported without re-inspection it having been used at the Alms house. Ordered that the Superintendant of the Alms house be authorized to pay Mr Crane the value of 3½ barrels of Flour at the rate it is generally purchased for the Alms house

The board having proceeded to ballot for the plan of a Court house And that of Mr Joseph F Mangin and John McComb. Junr having a large majority of votes was accordingly adopted.* Ordered that the Recorder be authorized to draw a Warrant on the Treasurer in

* Marginal note reads *Plan of New City Hall adopted.*—Ed.

favor of Mangin & M^cComb as a premium for their plan being the successful one, for $350

Ordered that an Ordinance be passed for filling in Jay Street.

Ordered that the Street Commissioner be directed to examine and report the situation of the Streets [440] lately ceded to this board by the Corporation of Trinity Church and Report what is proper to be done

Ordered that the Street Commissioner be directed to cause all the Lots belonging to the Corporation in Hudson. Duane & Barley Streets to be filled in pursuant to the ordinance of the 30th of August last

[441] In Common Council. October 11. 1802

Present John B Prevost Esquire Recorder

Robert Lenox James Roosevelt Mangle Minthorne Joshua Barker	Esquires Aldermen	William W Gilbert Henry Verveelen Philip Brasher John P Ritter Philip Ten Eyck	Assistants

Leave was given to Alexander S Gordon to erect a vault in front of his Lot in William Street under the direction of the Street Commissioner

Ordered that a New City hall be erected conformable to the plan of Messieurs Mangin and Macomb lately adopted by this board that the Recorder Alderman Lenox. Alderman Barker. M^r Gilbert and M^r Brasher be appointed a Committee to carry this resolution into effect and that the sum of $25,000 be appropriated towards erecting the same

Garret Neafie, Cartman was reappointed a Fireman to Company N° 14 in the place of Joseph Wentworth removed for want of proper qualifications.

A petition from several of the inhabitants of this City residing near the New Slip requesting that the said Slip may be widened was referred to Alderman James Roosevelt. M^r Ten Eyck and M^r Gilbert

The petition of D^r Nicholas Romayne was referred to [442] Street Commissioner

The Committee to whom was referred the application of the Members of Fire Company N° 24, reported that it would be proper to allow them the sum of 550 dollars towards the purchase of a New Engine lately built by M^r Hardenbrook.

Issued Warrt Nº 261.

Ordered that the said report be confirmed And that the Mayor be authorized to issue a Warrant on the Treasurer for the Sum of $550 to be applied to that purpose accordingly, And that the Alderman and Assistant of the Seventh Ward be directed to report a proper place for the reception of the Engine now used by Company Nº 14 with a view to the formation of a New Company in that ward and to recommend proper persons for the same.

[443] In common council. October 14. 1802

Present. Edward Livingston Esquire Mayor
John B. Prevost Esquire Recorder

Selah Strong Robert Lenox Mangle Minthorne Joshua Barker	Esquires Aldermen	Philip Ten Eyck William W Gilbert Henry Verveelen John P Ritter Philip Brasher

Assistants.

Daniel Phœnix Esquire Chamberlain of this City appeared in Common Council and took and subscribed the oaths of Office by law directed.

Jacob Hays. High Constable of this City appeared before the board and took and subscribed the oaths of Office by Law directed

Ordered that the Mayor be authorized to employ a sufficient number of Marshals to enforce a compliance with the late ordinance for preventing the firing of guns.

John McKesson and Peter Ogilvie Esquires were permitted to build vaults in front of their respective Lots in Broadway between Robinson & Murray Streets under the direction of the Street Commissioner

A petition from several Inhabitants of the Lower end of Lumber street requesting that the pavement thereof may be compleated the present season was referred to the Street Commissioner

George Harsen was appointed a Measurer of grain

Ordered that the Mayor issue Warrants on the Treasurer to pay the following accounts to wit

Issd Warrts

Nº 262.	Hugh Gobel for City Watch	$155.31
263.	Magnus Beekman ditto	155.31
[444] 265	Nicholas Lawrence for City Watch	213. 6
264.	William Van Wart Ditto	213. 6
266	Edward Walkeys for candles	6 7/100
267	Jacob De La Montagnie Esqr for Salary as Special Justice to 13. Octr	187 50/100
268	Theophilus Beekman Esqr Ditto	187 50/100

Issd Warrts

No 269	Bernard Oblenis a quarters salary as Clerk to the special justices ending 13. Octr instt.....	$225.
270	Thomas Whitelaw for paving Streets.....	506 24/100

In Common Council. October 18. 1802

Present Edward Livingston Esquire Mayor

Robert Lenox Joshua Barker John B Coles Mangle Minthorne Selah Strong	Esquires Aldermen	Henry Verveelen William W Gilbert John P Ritter Philip Brasher Philip Ten Eyck	Assistants

Resolved that the Commissioner of public repairs be authorized to erect a new Engine House in the Seventh ward for the reception of the Engine now used by Fire Company No 24 and which is intended to be assigned for the use of a new company to be established in the Seventh Ward

[445] The following report of the Street Commissioner upon the subject of the permanent regulation of Broadway and relative to the formation of a Canal was received and Ordered to be entered upon the Minutes.

To the Honble the Mayor Aldermen and Commonalty of the City of New York in Common Council convened

The Street Commissioners to who[m] was referred the memorial of Wm Beekman and others on the permanent Regulation of Broad Way between the Stone Bridge and Sandy Hill—Reports

That it is impossible for a Street Commissioner to perform his duty to the Corporation or do Justice to himself, when called on to report the permanent Regulation of a Street unless he has an opportunity of examining and knowing the relative situation of the adjoining Streets, and particularly of the ultimate arrangements intended to be adopted for their disembougement to the River whether through Canals or otherwise, these canals are subjects of infinite importance, and will materially influence at a future day the health and comfort of the City—it cannot but be regretted that an idea has ever been entertained that such a medium is a proper receptacle and Conveyance to the River of all the water and filth that must descend to it from so large a portion of the City; it is probably now too late to alter the principle but no time should be lost in determining and adopting that mode which may be least injurious; it is evident that all the streets leading to a canal must be more or less affected in their elevations in proportion as the level of the canal itself shall be regulated; although this subject may

not very materially affect the ascents and descents of Broad Way yet the Street Commissioner [446] hopes he shall be pardoned for taking the first opportunity that occurs for bringing it before the Board and offering his own ideas thereon

The principal canal is intended to extend from the east side of the Fresh Water pond on the north River a distance of 5000 feet a branch also is intended to intersect it at about 1500 feet from the River and will be near 1500 feet in length, that is from the angle of Leonard and Chapple Streets—the heads of those canals are to be four feet only. above high Water mark, houses have been built and Streets laid out and paved conformably to this project—from thence it appears that the descent from the bank at the head of the Canal to low water mark is only nine feet which is a descent of one inch to about 50 feet the motion of Water over Ground so nearly approaching to a level must be extremely slow, and all the filth and Mud carried from the adjacent Streets must necessarily be deposited in the Canal there to be acted on by the Summers Sun, which must generate disgust, desease and death—an erroneous opinion seems to have been intertained that by communicating the Canal with the north River the tide will enter it, and in its descent carry out all the Dirt, that might have been accumulated, with it we need only see the State of the Docks in the City to be convinced of the fallacy of such reasoning—it has also been supposed that one or more sluices, constructed in the Canal, and occasionally to be opened at low Water would remedy the evil—but where is the head of water to be procured for this purpose—a sluice can only operate on the Canal below the Gate—it may be said that the fresh Water Pond would furnish Water enough now and then to scour out the Ditch—and what is to scour out [447] the pond, in a very little time it must itself be full of mud, it is at present more than 15 feet Deep in it—there is no doubt the health of the City, in [a] few Years will require it to be filled up with pure earth, it probably ought to be done immediately while there are high Ground enough to be got in its neighbourhood; The width of the Canal has been variously spoken of—from four feet to one sufficiently wide for the admission of small vessels—it is not easy to conceive that it would be of much advantage for vessels of any sort or for any purpose to enter this Muddy ditch, as no part of the Canal will be made more than half [a] mile from the navigation of the East or North River, but it is obvious that a large ditch would have an infinite disadvantage over a small one—for in proportion to its size would be the distructive influence of the Sun on the putrefying mass contained in it—for this reason the smaller the

ditch the better but a small Canal would not be adequate to the reception of the quantity of Water that occasionally would rush in torrents to this devoted spot about four hundred acres of the City are intended to be drained into the Canal—it is not unreasonable to suppose that during a very heavy rain one half of it would run off through the Streets to its natural outlet the River, we have frequently rains that in the Course of two hours amount to 1½ inches of water over the surface of the Ground—1½ inches of water therefore over a surface of 400 Acres Amounts to 17,424000 Gallˢ the half of which or 8.712.000 Gallˢ must descend to the Canal—the two Canals taken together amount to 6500 feet in length. supposing it to be made with a regular slope the medium depth of it will be four feet. and if four feet wide only—it cannot contain more than 830.000 Gallˢ or about 1/10 of the Water that has to pass through it in 2 hours—if the Canal were empty at the commencement of the rain, and the egress of Water from it was not to be interrupted by the flood from the river then a Canal of this size might answer [448] the purpose, but if this rain should happen at high water near it, it is evident the Canal could not contain the water but it must of necessity overflow its banks and carry destruction to its neighbourhood. We may conceive what would be the loss of property from such a cause, but it is impossible to foresee what might be the influence of such an inundation on the health of the inhabitants

The Street Commissioner has viewed this subject in a variety of shapes and endeavor'd to acquire information attainable, from all which he is induced to respresent to the board that there is but one measure left to be adopted with any probable hope of avoiding the impending evils, and that is by causing the principle Canal to extend from the north to the East River through Roosevelt Street—but that part of the Canal eastward of the fresh Water pond, should be a circular brick Tunnel of six feet diameter carried nearly on a level with low water the open Canal may be of the same diameter and laid on the same level to the North river—Owing to a difference of the time of high Water in those two rivers an alternate current would be almost constantly passing from one River to the other under a pressure of two feet head—by which means the mud carried into the Canal from the Streets would be immediately removed to the Rivers and as the bottom of the Canal would be always covered with water the Sun could not exert any pernicious influence on it as the bottom of the Canal on the principle would be lower than it could be constructed on any other plan the descent from the Streets leading to it would be

increased thereby—by this mode also a double facility will be given to the discharge of rain Water—and the risk of overflowing almost to a certainty prevented

[449] A difference of expence of probably 50.000 Dollars would attend this project but how far this ought to be brought into competition with the evils that must result from any other plan is for the Corporation to determine

The Street Commissioner therefore begs leave to recommend that any further proceedings for the ultimate regulation of Broad Way be suspended untill that of the Canal be determined—but that a temporary improvement in that Street should be immediately adopted. that is to say take oft about ten feet from the crown of the Hill near Mooneys and to fill up the hollow about 10 feet near the Starch Manufactory this will for the present answer every purpose for the accomodation of Travellers

All which is respectfully submitted

Joseph Browne

New York October 18. 1802.

[450] Ordered that the Committee appointed the 12th day of August last for reporting the plan of a Canal and to confer with the proprietors of ground through which the same is intended to pass be discharged

Ordered that the Ordinance passed the Ninth day of August last for the regulation of the upper part of Broadway be and the same is hereby repealed And that an Ordinance pass for digging levelling and regulating the upper part of Broadway according to the line [451] marked B in the profile thereof presented to this board & that

George Janeway
John Crolius Junr
James Farquhar
Gilbert Coutant &
George Turnbull

be and they are hereby appointed Assessors to estimate and apportion the expences of the same

Ordered that such part of the Street Commissioner's report as respects canals be referred to

Alderman Lenox
Alderman Barker
Mr Gilbert. and
The Street Commissioner

The Mayor
Alderman Coles
Alderman Lenox
Mr Brasher and
Mr Verveelen

Were appointed a Committee to confer with the Committee of the Cincinnati Society relative to the erection of an Equestrian Statue in honor of the memory of General Washington.

Resolved that John Bogert Esquire be and he is hereby authorized to repair the Street at Peck Slip

Joseph Smith of N° 2 Crane Wharf in the third ward Corkcutter and John G Cooke of N° 42 Cherry Street in the fifth ward Grocer were severally appointed Firemen to Fire Company N° 12 the former in the room of Peter M^cCarty resigned and the latter in the stead of Richard Cunningham resigned

The Street Commissioner being directed to examine whether any and what incumbrances exist in the Streets lately ceded to this board by the Corporation of Trinity Church reported that he finds a house in the occupation of John M^cKee in the middle of Moore Street between Washington and Greenwich Streets for which he has a Lease from the Corporation of [452] Trinity Church until the 25th of April next. Also part of a house in the occupation of James Donaldson as proprietor in Hubert Street between Greenwich and Washington Streets. Also part of a house in Hubert Street between Greenwich and Hudson Streets in the occupation of M^r Brommalin. It appears that the proprietors of those houses have no lease or grant of any sort for the same. almost all that part of the Streets ceded as aforesaid and lying between Greenwich Street and the River is occupied by Sawyers either by their pits or logs. The Street Commissioner further recommended that notice should be given to all those who are in possession of any part of the said Streets either by houses or otherwise that all such incumbrances be removed on or before the first day of May next. It was thereupon order[ed] that the said Report be confirmed and that the Clerk of this board give such notices accordingly.

Ordered that the Mayor issue Warrants on the Treasurer to pay the following accounts to wit.

Iss^d Warr^ts N^os			$
271	Philip Fulkertson and James C Brasher for attendance in keeping Passengers from Philadelphia from landing in this City		35.
272	David Ackerman & Joseph Dunkley	Do	34
273.	William Thomson	Do	38 88/100
274	John White	Do	43 6/100
275	James Thomson	do	14 08/100
276.	Samuel Montgomery	do	41 86/100
277.	William Humphreys	do	35 18/100
278	David Marshal keeper of Potters field, his attending the same from Aug^t 10. to Oct^r 18		52 50/100

[453] In Common Council. October 25th 1802

Present. Edward Livingston Esquire Mayor

Selah Strong James Roosevelt Mangle Minthorne Joshua Barker Robert Lenox	Esquires Aldermen	William W Gilbert Henry Verveelen Philip Brasher John P Ritter Philip Ten Eyck	Assistants

An estimate and assessment for paving Lombard Street was received and confirmed Ordered that Abraham Stagg be appointed collector of the same.

An application of Mr Daniel C Verplanck for the grant of a Water Lot at the foot of Cortland Street formerly granted to Messieurs Niven and Macomb and by them assigned to him was referred to the Street Commissioner.

The Comptroller of this board was directed to settle with the Lessees of Corporation property at the rate or price of wheat when the rents respectively due by them became payable

The report of the Street Commissioner relative to the regulation of the lower end of Pine Street being adopted On motion of Alderman Lenox it was ordered that the subject be postponed for further consideration until the next meeting

A petition from several members of the first Congregational Presbyterian Church for a Lamp in its vicinity was referred to the Lamp Committee

[454] A report of Committee respecting the establishment of Signal Staffs was postponed until the next meeting

Ordered that Ordinances pass for filling in Washington Street from Hudson Market to Warren Street and also for filling in Murray between Greenwich and Washington Streets.

A petition from David Marshal keeper of Potters field requesting an increase of Salary was received and referred to the Alderman and Assistant of the Seventh ward.

Ordered that the Mayor issue his Warrants on the Treasurer to pay

Issd Warrts Nos		
280.	Nicholas Carmer in advance for public repairs.....	$1000
281.	Selah Strong Esqr balance of acct for erecting a wharf at Pecks Slip	324 67/100
282.	Hugh Gobel for City Watch.....	155 31/100
283.	Magnus Beekman Do	155 31/100
284.	William Van Wart Do	213 6/100

Nos		
285.	Nicholas Lawrence City Watch.....	$213 $^{6}/_{100}$
286.	Peter Field a quarters salary for winding public clocks..	50.
287.	Abraham Manning for attending to prevent the landing of passengers from Philadelphia.....	7.
288	Jacob Hays for the use of the Officers employed in enforcing the Sunday Law.....	107.

[455] In Common Council. November 3. 1802

Present. Edward Livingston Esquire Mayor

Robert Lenox John B Coles James Roosevelt Mangle Minthorne Joshua Barker.	Esquires. Aldermen.	William W Gilbert Philip Ten Eyck Philip Brasher John Nitchie John P Ritter Henry Verveelen
		Assistants

The report of the Street Commissioner respecting the regulation of Pine Street was adopted, and an ordinance directed to be drawn in Conformity thereto—Mr Ten Eyck having called for a division upon the question it passed in the affirmative as follows.

For the affirmative

Alderman Coles.	Mr Gilbert
Minthorne	Nitchie
Barker.	Ritter

For the negative

Alderman Lenox	Mr Ten Eyck
J. Roosevelt	Brasher
	Verveelen

The following report of the Committee respecting the establishment of Signal Staffs was adopted an[d] an Ordinance directed to be drawn conformably thereto.

The Governor having returned a favorable answer to the application of this Board for the Public ground on [456] Staten Island where the signal staffs are erected

Therefore Resolved

That the Comptroller of this Corporation take the Institution of the Flag or Signal staffs under his management & direction.

That this board will pay a Suitable person to have charge of the same and that he be paid 330 dollars p annum as a Salary.

That the Superintendant Select a proper person for this purpose and that he collect from every person who has a flag staff there the sum of 12 $^{50}/_{100}$ Dollars p annum to be paid in advance, and that

where two persons hoist their signals on the same pole that they then pay 7 $^{50}/_{100}$ dollars p annum and that where three such sum in proportion as the Comptroller shall deem proper.

That the salary & collection commence from the 1st day of November last

That in future no pole shall be erected but by the permission of the Comptroller

Submitted by

Oct^{r} 25. 1802. Rob^{t} Lenox
Philip Brasher

The Committee to whom was referred the petition of Beach and Bussing praying the remission of a fine for lumbering the Bridge on the North side of Cortland [457] Slip. and that the bulk head of the said Slip may be repaired and filled in as far as Washington Street reported in favor of the said petition It was thereupon Ordered that the fine of the said Beach and Bussing be accordingly remitted And that an Ordinance be drawn for erecting a new bulk head* on a line with the most westerly side of Washington Street at the expence of this board And also for filling in the said Slip to the line or bulk head aforesaid at the expence of the owners and occupants of property benefited thereby and that George Stanton. John B Dash junior. John Stoutenburgh. Anthony Post and Joseph Newton be appointed assessors for the same.

The board proceeded to the appointment of Inspectors of the ensuing election for Charter officers in the respective wards of this City. and also directed the polls to be held at the places following to wit

In the first ward. John Slidell jun^{r} Inspector Election to be held at Trinity Church.

Second ward. William Henderson. Inspector Election to be held at the City hall.

Third ward. John Titus. Inspector. Election to be held at the North church.

Fourth ward. George Gosman. Inspector Election to be held at Saint Pauls church

Fifth ward. Leonard Fisher. Inspector Election to be held at the Friends meeting house

Sixth ward. Peter Arell. Inspector Election to be held at the Bridewell.

* Marginal note reads *Bulkhead at Courtland Slip.*—ED.

[458] Seventh ward. Henry Rutgers Inspector Election to be held at Trowbridges Tavern Commonly called the Bulls head

A petition from Messieurs P & G Lorillard praying a renewal of the Lease of a Lot of ground in Chatham Street for the term therein mentioned was referred to the Comptroller

A petition from Isaac Halsey praying that a Pump may be placed in Ferry Street in the Seventh ward of this City was referred to the Alderman and assistant of the said ward.

Ordered that the Salary of Seven hundred and fifty Dollars per annum be paid to John Quackenbos. Inspector of bread. And that the same commence from the ninth day of November instant

The petition of Daniel C Verplanck praying that the grant of certain water Lots at the foot of Cortland Street formerly made to Niven and Macomb & by them assigned to him may be made to him by this board was referred to the Comptroller

An application of Mr Charles Smith to be released from a penalty recovered against him for landing passengers contrary to Law was referred to the Recorder It was likewise Ordered that in the meantime all further proceedings be stayed

[459] The petition of John Suydam and others stating that they have made four piers fronting on South Street and praying grants for the same was referred to the Comptroller

Ordered that the Mayor issue Warrants on the Treasurer for the following accounts. to wit

Issd Warrts		
No 289	Thomas Hazard for lighting & cleaning City Lamps.....	$240 75/100
290.	Wm W Gilbert Esqr for advances in erecting a new stone bridge near Potters field.....	85 3/100
291	Edward Meeks for Iron Work to City Lamps.....	44 9/100

In Common Council. November 8th 1802

Present. John B Prevost Esquire Recorder

Selah Strong	Esquires Aldermen	John P Ritter	Assistants
James Roosevelt		William W Gilbert	
John B Coles		Henry Verveelen	
Mangle Minthorne		John Nitchie	
Joshua Barker		Philip Ten Eyck	
Robert Lenox		Philip Brasher	

A Warrant from the Comptroller of this State upon the Treasurer of the same for the sum of $2040 being one years interest upon monies

[460] borrowed by this board from the Bank of New york and for the further sum of $9000 in part payment of the principal of the same loan having been issued in favor of this Corporation in pursuance of an act of the Legislature of the State passed for the relief of the Mayor Aldermen and Commonalty of the City of New york on the 16. Feby. 1801. and received by this board It was thereupon Ordered that the Clerk draw an order in favor of the Comptroller of this City to receive the said sums for the purpose of paying the same to the said Bank to be credited upon the principal and interest of the said Loan

The board having visited the Bridewell and Alms house of this City find the same in excellent order and highly approve of the good conduct and exertions of the Superintendant of the Alms house and keeper of the Bridewell

The Comptroller of this board reported that he has examined the yearly account of the Superintendant of the Alms house and compared it with the several vouchers and found it right. And that there has been expended since November 1. 1801 The sum of $41056 $^{40}/_{100}$ And received during the same period the sum of $40.877 $^{36}/_{100}$. leaving a balance of $169 $^{4}/_{100}$ due to the Superintendant. Ordered that the said yearly account and report be filed.

[461] The Superintendant of the Alms house having represented to this board that the sum of $8000 is necessary for the Support of that establishment for the ensuing quarter Ordered that the Mayor issue his Warrant on the Treasurer for the said sum accordingly

An application having been received on the part of Doctor William M^{c}Intosh Physician of the Alms house praying an increase of salary. the same was referred to Alderman Strong. Alderman Barker and M^{r} Gilbert

The Engineers of this City were directed to report the number of Firemen necessary to Engines N^{o} 24 and N^{o} 1.

John Randall of the second ward hairdresser was appointed Fireman to Company N^{o} 13 in place of James W Lent resigned

Peter Bogert Van Tuyl of N^{o} 166 Water Street Merchant was appointed a Fireman to Company N^{o} 18 in the stead of John Depeyster resigned.

The petition of George Bell a Carpenter stating that he is poor and much injured in consequence of the late Fire and praying relief was referred to the Superintend^{t} of the Alms house

Ordered that the Mayor issue his Warr^{ts} on the Treasurer to pay

Hugh Gobel for City Watch	$155.31
Magnus Beekman do	155.31
William Van Wart do	213. 6
Nich^{s} Lawrence do	213. 6
David Dunham a lost fire bucket	2
Justices of the Justices Court for attendance from 1 Aug. to 1 Nov. last	474

[462] In Common Council. November 15th 1802

Present John B Prevost Esquire Recorder

Mangle Minthorne	Esquires Aldermen	John Nitchie	Assistants
John B Coles		William W Gilbert	
Selah Strong		Philip Brasher	
Joshua Barker		John P Ritter	
		Philip Ten Eyck	
		Henry Verveelen	

The Superintendant of the Alms house to whom was referred the petition of George Bell a Carpenter stating that he is indigent, and was materially injured by his exertions at a late fire & praying some relief from the board having reported in favor of the Petition

Resolved that a donation of 50 Dollars be made to the said George Bell.

A report of the Street Commissioner upon the petition of D^{r} Nicholas Romayne praying the grant of Water Lots in front of his property at Corlaers hook having been received in favor of the application It was Ordered that a grant be made upon Condition that D^{r} Romayn pay Dollars for the ground between high and low water mark and a quit rent of Dollars per annum for ever hereafter this board reserving to the Corporation [463] the right of making a Bason in front of the said ground or any part thereof And taking to their own use any dockage that may arise from the said Dock or street to be built by Dr Romayne, And it was. further directed that it be left to the Comptroller to fill up the proper sums in the blanks contained in the aforegoing order and report the same to the board

The board having entered into consideration of an ordinance for regulating the Inspection of Firewood and made some progress therein It was Ordered that the same be referred to a special Committee to Consist of the Recorder. Alderman Coles and M^{r} Gilbert. with instructions that they report thereon by the next meeting of the board.

Resolved that John Quackenbos be allowed 600 dollars as a salary for his services as Inspector of bread during the last year.

The following persons were appointed Firemen to wit

Benjamin W Strong of the third ward Merchant to Engine N° 13 in the place of Gershom Smith resigned

Samuel Prior of the third ward Grocer to Engine N° 13 in the place of John Barre resigned.

Samuel Burtis of the third ward Grocer to Engine N° 13 in the place of David Pearselock

William Post of the second ward Cooper to Engine N° 16 in the place of James Wood resigned

Peter Sharp of the fourth ward Whipmaker to Engine N° 16 in the place of Peter Riker resigned

Stephen Latham of the fifth ward Shipwright to Engine N° 17 in the place of Alexander Gipson resigned

[464] John B Brooks of the 4th ward Painter to Engine N° 16 in the place of Francis Child resigned

Jacob Smith was appointed an Engineer of this City in the stead of Daniel Hitchcock deceased

An ordinance for the prevention of Fires arising in Stables in this City was referred to the Recorder.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following sums to wit

Issd Warrts Nos		
300.	George Bell a donation pursuant to the resolution of this day	$50
301	Nicholas Carmer in advance for public repairs	500
302	Nicholas Carmer as the balance of his general acct	59 62/100
303	John Quackenbos as the balance of the last Years Salary as Inspector of Bread	422 59/100
304	Joseph Webb for glazing Lamps	6 20/100
305	Thomas Mitchill a quarters salary as Assistant doorkeeper ending the 12th instant	60.
306.	Daniel Phœnix for cash paid by him to sundry persons for compleating the tax books	189.
307.	Jacob Barker for lamp oil for City Lamps	1298 89/100
308.	Thomas Hazard for the use of the Watchmen and Marshals employed in taking up Vagrants	130

At a Meeting of the Mayor and Aldermen November 16. 1802

Present Edward Livingston Esq[r] Mayor

Robert Lenox
John B Coles
James Roosevelt
Selah Strong
} Esq[rs] Ald[n]

Jacob Morton of the City of New York Esq[r] Sworn a Freeman

[465] In Common Council. November 22. 1802

Present Edward Livingston Esquire Mayor
John B. Prevost. Esquire Recorder

Selah Strong
James Roosevelt
John B Coles
Mangle Minthorne
Joshua Barker
Robert Lenox
} Esquires Aldermen

William W Gilbert
Henry Verveelen
Philip Brasher
John P Ritter
John Nitchie
Philip Ten Eyck
} Assistants.

The Committee to whom was referred the petition of D[r] James M[c]Intosh praying an increase of salary as Physician of the Alms house reported in favor of the application and that a Salary of 300 dollars per annum be allowed him in future Ordered that the said report be confirmed and that a Salary of 300 dollars per annum be allowed him to commence from the Ninth day of November instant

The petition of William Wright and Robert Buchan praying that they may be released from the payment of Monies due by them as securities for Moses & Daniel Coe as under Lessee of Jotham Post Esquire of the Wharves and Slips of this board was read & rejected

An application of George M[c]Kay for liberty to place Scantling in the Street opposite his door was referred to the Street Commissioner

[466] Ordered that the Committee appointed to examine the minutes of this board during the Scrutinies in the 4[th] and 5[th] wards be discharged.

The Committee to whom was referred the petition of Messieurs Stuyvesant & Meserole for the establishment of a New Ferry across the East River having reported upon the Subject the consideration of the said report was postponed.

The following law respecting the inspection of Firewood was passed.

Be it ordained by the Mayor Aldermen and Commonalty of the

City of New york in Common Council convened that all the present Inspectors of Firewood shall be and they hereby are suspended from and after the first day of January next

And be it further ordained by the authority aforesaid that there shall be one Inspector of Firewood appointed by this board to commence performing the duties of his Office on the first day of January next who shall be entitled to receive such fees for Inspecting firewood as now are or hereafter may be allowed by any ordinance of this board.

And be it further ordained that it shall be the duty of such Inspector to appoint [467] under his hand and Seal as many Deputies as he may think necessary to assist him not less. than ten and the same to remove at his pleasure

And be it further ordained that it shall be the duty of such Inspector and deputy inspectors before they exercise the duties of their Offices respectively to take and subscribe an oath before the Mayor or Recorder that they will faithfully and honestly perform the duty of Inspector (or deputy Inspector as the case may be) of firewood agreeable to the Ordinances of the Common Council to the best of their knowledge and abilities

Mr Brasher having called the division upon the said Ordinance; the yeas and nays stood as follows.

Affirmative		Negative
The Recorder	Mr Gilbert	Ald: Strong
Ald. J Roosevelt	Ritter	Minthorne
Coles.	Nitchie	Barker
Lenox	Ten Eyck	Mr Verveelen
		Brasher

Upon the question for filling in the blank with the time from which the said Ordinance should take operation with the first day of May next. The [468] division being called by Alderman Barker was as follows.

Affirmative	
Ald: Strong	Mr Verveelen
Minthorne	Brasher
Barker	Ritter

Negative	
The Recorder	Mr Gilbert
Ald: J Roosevelt	Nitchie
Coles.	Ten Eyck
Lenox	

The question was then taken and carried to fill up the said blank with the first day of January next.

Alderman Barker gave notice that at the next meeting he intends to move for a reconsideration of the said Ordinance.

Benjamin Clarke was appointed a Measurer of Grain.

Resolved that the Engine House at Hanover Square be removed to the Old Slip and that the Commissioner of public repairs take immediate measures to carry this Resolution into effect.

The Clerk presented to the Board the returns or poll lists taken at the late Election for Charter Officers of this City [469] by which it appears that the following officers were elected in the different wards respectively. to wit.

First ward. Wynant Van Zandt junr Esquire Alderman
Andrew Morris Esquire Assistant
Jacob Crocheron, John Slidell Junr } Assessors.
William G. Forbes Collector
Philip Fulkertson, David Concklin } Constables.

Second ward. John Oothout Esquire Alderman
Caleb S. Riggs Esquire Assistant
Jacob Sherred, Samuel Campbell } Assessors.
Cornelius C Wynkoop Collector
John S Delamater, James W Green } Constables

Third ward. Philip Brasher Esquire Alderman
Ebenezer S Stevens Esquire Assistant
John Titus, Isaac Burr } Assessors.
Hugh Montgomery Collector
Samuel Montgomery, Samuel Stockwell } Constables

Fourth ward. John Bogert Esquire Alderman
Jacob Le Roy Esquire Assistant
James Anderson, William G Miller } Assessors.
Benjamin Romaine Collector
John Pulis, James Thomson } Constables.

[470] Fifth ward. John P Ritter Esquire Alderman
Robert Bogardus Esquire Assistant
Lewis Hartman, Richard Cunningham } Assessors
David Harriot Collector
Joseph Dunkley, John Reins } Constables.

Sixth ward. Joshua Barker Esquire Alderman
Clarkson Crolius Esquire Assistant
James Riker, Frederick Acker } Assessors.
Anthony Brown Collector
Abraham Manning, John Ackerman } Constables

Seventh ward. Mangle Minthorne Esquire Alderman
Henry Brevoort Esquire Assistant
Bowery division:
Samuel Delaplaine, George J Warner } Assessors
Abraham Van Gelder Junr Collector
Jonathan Allen, Abraham A Fonda } Constables
Harlaem division:
John P Waldron, Benjamin Vredenburgh } Assessors
Jacob Myers Collector
Blase Moore junior Constable

[471] Ordered that the Clerk give notice to the several officers and members returned as Elected. that they attend this board On the first Monday in December next. to take the oaths of Office required by Law.

William Christie and Jacob Gerrard were appointed Firemen of Company N° 1. in the place of Matthew West and David Secor resigned.

Ordered that the Mayor issue his warrants on the Treasurer for the following Sums. to wit.

Issd Warrts Nos		
317	To the Superintendt of the Alms house for donations to the out door poor at his discretion	$500.
309	To Hugh Gobel for City Watch	155 31/100
310	To Magnus Beekman do	155 31/100
311	To William Van Wart do	213 6/100
312	To Nichs Lawrence do	213 6/100
313.	To J Dellinger Clerk of Election	2
314.	To Evert Bancker Junr do	2
315.	To Jacob Hays for Officers attending Election	14.
316.	To Niel A McKinnon. Clerk of Election	2

[472] In Common Council. November 23. 1802

Present. John B Prevost Esquire Recorder

John B Coles Robert Lenox Mangle Minthorne James Roosevelt	Esquires Aldermen	John Nitchie John P Ritter William W Gilbert Philip Brasher Philip Ten Eyck	Assistants.

The board having proceeded to consider their minutes of the scrutiny of the contested Elections in the fourth and fifth wards and made some corrections therein Ordered that the same be entered in the Book of Minutes.

Mr Gilbert moved that a protest against the proceedings had in the said Scrutinies. Subscribed by himself. Alderman Barker Alderman Minthorne and Mr Verveelen and produced at this board on the 14th day of December last should be entered on the Minutes of that day. a division being called on the said Motion. it was lost as follows.

For the Negative

Alderman Coles	Mr Ritter
Lenox.	Nitchie
[473] J Roosevelt	Brasher
	Ten Eyck

For the Affirmative

Alderman Minthorne	Mr Gilbert

A Motion that the proceedings of the Eighteenth day of December last relative to the summoning a Meeting of this board and the reasons of a Majority for not attending the same expressed in a letter to his honor the Mayor should be entered in the book of Minutes was made and carried in the Affirmative as follows.

For the Affirmative	In the Negative
Alderman Coles	Alderman Minthorne
Lenox	Mr Gilbert
J. Roosevelt	Mr Brasher
Mr Nitchie	
Mr Ritter	
Mr Ten Eyck	

The board proceeded to ballot for a proxy to vote in their behalf at the ensuing Election for Directors of the Manhattan Company. Alderman Lenox having the greatest number of votes was appointed accordingly. Ordered that the Clerk prepare the necessary power of Attorney for that purpose.

[474] In Common Council. November 29th 1802

Present. Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

Selah Strong	Esquires Aldermen.	John P Ritter	Assistants
Joshua Barker		Philip Brasher	
Robert Lenox		Henry Verveelen	
Mangle Minthorne		Philip Ten Eyck	
John B Coles			
James Roosevelt			

Ordered that the petition of Robert Buchan and William Wright be reconsidered and that the same together with the petition of Jotham Post Esquire upon the same subject be referred to the Comptroller with directions to report the state of facts.

The Committee to whom was referred the Several petitions of Marinus Willet & others, and of Stuyvesant and Meserole for the establishment of new ferries across the East River reported in favor of the said petitions Ordered that the Consideration thereof be postponed

Ordered that* be discharged from the prosecution against him for landing passengers contrary to law upon his paying the Costs of the same

Resolved that the Ordinance for regulating [475] the Inspection of firewood. passed at the last meeting be reconsidered. It was thereupon moved to postpone the Consideration thereof until Next Monday. Alderman Barker having called for a division upon the said motion it was carried in the Affirmative as follows.

For the Affirmative	In the Negative
Alderman Strong	Mr Recorder
Barker	Alderman Lenox
Minthorne	Coles
Mr Ritter	J. Roosevelt
Brasher	Mr Ten Eyck
Verveelen	

The Comptroller to whom it was referred to fill up the blanks in the resolution of this board for granting Water Lots to Doctor Nicholas Romayne in front of his property at Corlaers hook with the proper Sums. intimated to the board that it would be proper to fill up the blank with an Annual quit rent without charging any other consideration. It was thereupon Ordered that the said Water Lots the grant whereof is prayed for by the said Nicholas Romayne be granted

* Doubtless Charles Smith is the name the Clerk failed to supply. See p. 144.—Ed.

to him upon condition that he pay forty Cents per Annum on each foot the said Lots shall contain in front for ever, and relinquish the right of wharfage in front of said ground whenever the Corporation shall want to make use of it for a public bason or slip.

The Comptroller having upon examination [476] Reported the following debts due to the Corporation to be irrecoverable. it was ordered that the same be charged to this Corporation.

to wit

George Harris	£3:10: 0
Abraham Acker	22:—:—
William Godby	22:—:—
Walter King	24:—:—
Francis Colegreave	24:—:—
Jacob Dulmunge	13:—:—
Daniel Carter	9: 6: 3
Jacob Swartz	—:10:—
Thomas McKean	32:13: 9

The Treasurer presented his Monthly revenue account Ordered that the same be filed.

The Engineers of this City. reported that it would be proper to allow Engine N° 1, three additional members—that Engine N° 24. retain its present number, and that it be considered their business to take charge of the Copper fire pump deposited in their Engine house Ordered that the same be confirmed and adopted

The Engineers further recommended that the Engine house N° 4 situated in Nassau Street. between John and Fair Streets be removed to the public ground near the Office of the Kine pock institution. And they likewise stated their apprehension that inconveniences may arise from the Board refusing to accept of such [477] men as the different Fire companies propose. It was Ordered that the Consideration of the latter branches of the said report be postponed.

Ordered that the Comptroller be authorized to Negociate with Mr Hardenbrook for the purpose of depositing the public standard of Weights & Measures in the Office of the Clerk of this City.

An application of Mr Nicholas Carmer to be exonerated from a charge standing against him in the Alms house book for the maintenance of a slave directed to be liberated by his fathers will. and discharged from Servitude accordingly though not in form prescribed by the Act, was received & granted

A petition from the Manumission Society for the use of a room in the City hall for the purpose of holding their meetings was received and the prayer thereof rejected.

A petition from Cornelius Kingsland to be relieved from a fine for encumbering the Streets. was referred to the Attorney of the board with directions to report the state of facts.

The Comptroller was authorized to contract with the proprietors of the Elizabeth Town and Staten Island ferry boats for the rent or monies to be paid by them for the use of public slips.

Ordered that the Clerk of this board be authorized and directed to make out Deeds for the Lots of Common Lands which were sold to John S Henry in favor of James Amory—of such Lots as were sold to John P Ryerss in the name of David Wagstaff [478] and of two lots sold to John Titus, in the name of the legal representatives of Nicholas Gouverneur deceased

Ordered that the Comptroller be authorized to allow Six, and Nine months credit to the purchasers of Common lands for The arrears by them respectively due on their giving approved Security payable with interest.

Ordered that the Commissioner of public repairs be authorized to erect a new Engine house for the use of Company N° 15.

Jeremiah. F. Randolph and Lovell, were appointed Firemen to Engine N° 24.

An Estimate and assessment for digging and filling in the upper part of Broadway from the Arch bridge to Prince Street was received and confirmed. Ordered that the proposal of James M^cGowan for performing the work be accepted And that George Janeway be appointed to collect the monies due on such assessment.

The petition of John L. Norton for liberty to suffer a Lime house which he has erected in Moore Street to remain until his buildings are compleated was received and the prayer thereof granted

The application of Daniel Baker to Lease a Water Lot at the lower end of Cortland Street was refused.

Ordered that the resolution authorizing the [479] Mayor to employ Constables to enforce the Sunday law be discontinued

Ordered that the Mayor issue his warrants on the Treasurer to pay. the following accounts. to wit

Issued Warrts N^os		
318.	Will: Hardenbrook for repairs to fire Engines and for Salary to Nov^r 9.....	$1133.31
319.	Jacob Hays for the use of the Officers employed to enforce the Sunday Law.....	45

Issued Warrts Nos		
320.	David Marshal for attending Potters field from Oct. 29. to Nov 29 both days included.....	$41.50
321.	David King for beer.....	15.68
322	David King for anniversary dinner on 25th Novr.....	200.
323.	John J Roome. Clerk at the last Election of Charter officers	2
324.	Joseph Fellows Ditto	2
325.	Bartholomew Skaats for a quarters salary as door keeper & Messenger due this day & for sundries furnished this board.....	62.13
326.	Abraham Heller Clerk at the last Election of Charter officers	2
327.	Peter Clarke making cartridges for 25th Novr.....	11.41
328.	Selah Strong Esqr powder furnished for celebrating 25 Nov.....	153
329.	John Bogert Esqr for building a bulk head at the foot of Cortland Slip.....	462.50

[480] In Common Council, December 3, 1802

Present Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

Robert Lenox	Esquires Aldermen	Philip Brasher	Assistants
Selah Strong		William W Gilbert	
Joshua Barker		John Nitchie	
John B Coles		Philip Ten Eyck	
Mangle Minthorne			
James Roosevelt			

A letter from Mr Oblenis. Clerk to the Special justices was received and the consideration postponed.

A petition was received from Jacob Hays, High Constable of this City, praying that a salary may be allowed him for his services. the same was referred to Alderman Barker, Mr Ritter & Mr Brasher

The Comptroller reported in favor of the several petitions of Buchan & Wright, and Jotham Post. It was thereupon Ordered that the prayer of the said petitions be granted, and that the Comptroller be directed to take the necessary [481] Sureties, and attend to the settlement of the business in behalf of this board.

The petition of Nicholas Carmer which was granted on the 29th day of November last was ordered to be reconsidered, and upon such reconsideration the same was rejected.

The Recorder, Alderman Barker, Alderman Coles, Alderman Strong & Mr Gilbert — Were appointed a Committee to consider and report what alterations and amendments are proper to be made in the Charter of this City.

[482] In Common Council, December 6th 1802

Present. Edward Livingston Esquire Mayor
John B. Prevost Esquire Recorder

Joshua Barker, Mangle Minthorne, John B Coles, Selah Strong — Esquires Aldermen
Philip Ten Eyck, Philip Brasher, John Nitchie, John P Ritter — Assistants.

This being the day by law appointed for administering the oaths of Office to the Charter Officers of this City Edward Livingston Esquire. Mayor in the presence of the board administered the same to the following members and officers returned as having been elected at the last Election on the third Tuesday in November, to wit.

Wynant Van Zandt junr Esqr Alderman
Andrew Morris Esqr Assistant — of the first ward.

John Oothout Esquire Alderman
Caleb S Riggs Esquire Assistant — of the Second ward

Philip Brasher Esqr Alderman
Ezenezer Stevens Esqr Assistant — of the Third ward

John Bogert Esqr Alderman
Jacob Le Roy Esqr Assistant — of the Fourth ward

[483] John P Ritter Esqr Alderman
Robert Bogardus Esqr Assistant — of the fifth ward

Joshua Barker Esqr Alderman
Clarkson Crolius Esqr Assistant — of the Sixth ward

Mangle Minthorne Esqr Alderman
Henry Brevoort Esqr Assistant — of the Seventh ward.

Jacob Crocheron
John Slidell Junr — Assessors of the first ward

Jacob Sherred Assessor of the second ward

John Titus
Isaac Burr — Assessors of the third ward.

William G Miller. Assessor of the fourth ward

Lewis Hartman
Richard Cunningham — Assessors of the fifth ward

Frederick Eckert &
James Riker — Assessors of the Sixth ward

George J Warner
Samuel Delaplaine
John P Waldron
Benjamin Vredenburgh — Assessors of the Seventh ward.

Constables

Philip Fulkertson	David Conkling	John S Delamater
James W Green	Samuel Montgomery	James Thomson
John Pulis	Joseph Dunkley	John Reins
John Ackerman	Abraham Manning	Jonathan Allen
Abraham A Fonda	Blase Moore.	

[484] In Common Council, December 6, 1802

Present. Edward Livingston Esquire Mayor
John B. Prevoost Esquire Recorder

Wynant Van Zandt junr
John Oothout
Philip Brasher
John Bogert
John P Ritter
Joshua Barker
Mangle Minthorne
} Esquires Aldermen

Andrew Morris
Ebenezer Stevens
Jacob Le Roy
Clarkson Crolius
Henry Brevoort
} Esqrs Assistants.

Ordered that the Mayor issue Warrants on the Treasurer to pay the following accounts, to wit.

Issd Warrt No		
330	Hugh Gobel for City Watch	$155.31
331	Magnus Beekman Do	155.31
332	William Van Wart do	213. 6
333.	Nichs Lawrence do	213. 6
334.	Samuel Cowdrey Clerk of Election	2
335.	John S Delamater a quarters salary as Inspector of Streets ending Novr 30	125
336.	A D Mount for a lost fire bucket	2

[485] In Common Council, Decr 13, 1802

Present. Edward Livingston Esquire Mayor

Philip Brasher
Joshua Barker
John Oothout
John P Ritter
Mangle Minthorne
John Bogert
} Esquires Aldermen

Robert Bogardus
Caleb S Riggs
Andrew Morris
Henry Brevoort
Ebenezer Stevens
Clarkson Crolius
Jacob Le Roy
} Esquires Assistants

Alderman Barker
Alderman Brasher
and Mr Bogardus
} Were appointed a Committee to examine and report with respect to the unfinished business before the board.

A petition of Ebenezer Clark relative to a building in Broadway was referred to Alderman Oothout, Alderman Ritter and Mr Riggs

Mr Samuel Campbell appeared before the Board and took the oaths of office as an Assessor of the Second ward.

A petition for the establishment of a new fire Company in the seventh ward, and that a new Engine may be allowed to them was received and referred to the Engineers

[486] A petition from Henry Shute praying to be appointed to take charge of the public property at Bellvue was received, and referred to Alderman Bogert, Alderman Brasher and Mr Stevens with instructions that they report upon the state of that property.

Jacob Warner appeared before the board, and was sworn as a Freeman of this City.

A petition of Cary Ludlow praying liberty to erect a wharf at Brooklyn in front of his property at that place and for a grant of Water Lots for such purpose was received and referred to the Comptroller

A petition from the Manumission Society for the use of a room in the City hall for the purpose of holding their meetings was received and granted

A petition from Joseph Watkins and others praying that Brannon Street may be regulated was received and referred to the Street Commissioner who reported upon the subject in the words following to wit

" That he has caused a survey of Brannon Street to be made extending from the North River to Prospect Street, which [487] survey is hereunto annexed, according to which he begs leave to recommend, that the Bulkhead at the North river be four feet above high water mark, that from the Bulkhead the street be regulated by an ascent of 1 $\frac{6}{10}$ inch in ten feet, until it comes to Willow Street, that from Willow Street it shall descend to Prospect Street with a descent of three inches in ten feet. At the intersection of Brannon & Prospect Streets the distance is 900 feet from the Canal which will allow of a descent 1$\frac{1}{2}$ inch in ten feet to the Canal. All which is respectfully submitted Joseph Browne

New York Dec. 13th 1802 St Commr

It being suggested to the board that they have not received a regular grant for part of Brannon Street, the above report was recommitted to the Street Commissioner with directions that he inquire in whom the property is vested and whether a cession to the Corporation can be procured.

The attorney of the Corporation to whom was referred the petition of Cornelius Kingsland for the remission of a Fine recovered against him for incumbering one of the public streets contrary to law, having

reported the state of facts relative to that subject the prayer of the said petition was rejected

The application of Bernard Oblenis for an increase of Salary as Clerk to the Special Justices was referred to Alderman Barker, Ritter & Brasher

John Brown of the Bowery-house Carpenter was appointed a Fireman of Company N° 10 in the place [488] of John Vark resigned

Robert Vandenburgh of the Bowery Rope maker was appointed a Fireman of Company N° 10 in the stead of Daniel Winship resigned

James Nesbit of N° 73 Chatham Street Chair maker was appointed a Fireman of Company N° 8 in the place of William Hardenbrook resigned

Alexander Gipson of N° 2 Batavia Lane Cooper was appointed Fireman to Company N° 17 in the room of Adolph Carter resigned.

Ordered that the Commissioners of public repairs be authorized to enlarge the boundaries of Potters field under the direction of the Superintendant of the Alms house.

An application of Colonel Henry Rutgers for the grant of Water Lots opposite to his property in the Seventh Ward was referred to the Comptroller

M^r Crolius and M^r LeRoy were added to the Committee for building a new City hall in the stead of Alderman Lenox and M^r Gilbert who are no longer members of this board.

Richard Duryee, Philip Ten Eyck and Stephen Smith were appointed fire wardens of the second ward in the stead of Messieurs Sebring, Rutgers, and Harsen, who have removed from the ward

[489] Henry J Wyckoff was appointed Firewarden of the first ward.

George Buckmaster was appointed Firewarden of the seventh ward in the stead of Jeremiah Ackerly

It being ordered that two additional Firewardens should be appointed in the seventh ward. John Youle and Richard Amos being recommended to the Board were accordingly appointed to those offices.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts.

Iss^d Warrts.

N^os 337.	To the printers of the Daily Advertiser for subscription & printing Supplement containing City accounts	$87.50
338.	Thomas Maule for assessing the second ward.....	12.50
339	Joseph Browne a quarters Salary as Street Commissioner ending this day.....	312.50
341.	Oliver Waldron for repairing public roads.....	763.89
340	Jacob Hart for two lost fire buckets.....	4

[490] In Common Council, December 20th 1802

Present Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

Philip Brasher	Esquires Aldermen	Jacob Le Roy	Esqrs Assistants
Mangle Minthorne		Caleb S Riggs	
Joshua Barker		Clarkson Crolius	
Wynant Van Zandt Junr		Henry Brevoort	
John Bogert		Andrew Morris	
John P Ritter		Robert Bogardus	
John Oothout		Ebenezer Stevens.	

A petition was received from the members of the Fire Company No 19 requesting that a better Engine may be assigned to them Ordered that the same be referred to the Engineers

The petition of Henry Stanton was received and referred to Alderman Ritter, Mr LeRoy and Mr Morris.

A petition from Thomas Bartow praying the appointment of a Weighmaster was received and postponed for future consideration

The petitions of Stephen Hitchcock & Anthony Bolton for the Office of Superintendant of [491] Scavengers were received and ordered to lie over until the board proceed to that appointment

A certificate of Nicholas Van Antwerp president of the Fire department of this City, stating that at the Annual Meeting of the said department held agreeable to their Act of incorporation on the second Monday in December instant. John Yonge was elected Collector of that department for the ensuing year. It was thereupon Ordered that the said John Yonge be and he is hereby appointed to collect and prosecute for all fines arising on the law for preventing and extinguishing Fires in this City accordingly

John Green of No 93 Chamber Street, Carpenter, Thomas Whitechurch of No 84 Chamber Street Carpenter and John Cooper of Catharine Street Carpenter were appointed Firemen of Company No 1.

John Van Nostrandt of Beekman Slip Ironmonger was appointed a Fireman of Company No 21.

The Committee to whom was referred the petition of Ebenezer Clark of the City of New york Coach maker reported that they have examined the building in the said petition alluded to, and find that [it] is substantially a new frame though composed in part of the Old Timber, that it is two stories high and considerably extensive in length and width, and is placed adjoining or near other wooden buildings, and will if allowed to stand increase the danger to be apprehended from

Fire if one should unfortunately happen in that neighbourhood—And that the erecting and continuing the said building is contrary to the Letter and spirit of the Act of the Legislature entitled "an Act for the more effectual prevention of Fires and to regulate [492] buildings in the City of New york" passed the 27th March 1801. And the Committee take the liberty of submitting to the Common Council whether this board have any authority to decide the questions which it appears to have been the intent of the Petitioner to submit to their determination, namely. Whether the erection of a building is or is not contrary to law and if it be contrary to law whether the prohibition in the act of the Legislature or the penalties thereby inflicted can be dispensed with by the Common Council. It does not appear by the Act that this board is in any instance constituted a Tribunal to decide whether the law has been violated or not nor is there in our opinion any dispensing power vested in the Common Council, and if there are doubts entertained by any of the members of this board on these questions the Committee recommend in order to save unnecessary trouble on such occasions in future that the opinion of the Counsel of the Corporation be taken respecting the legal power of this board to decide any question of this nature

Decr 20th 1802.

John Oothout
Jno P Ritter
Caleb S Riggs.

[493] It was thereupon Ordered that the Counsel of this board be requested to deliver his opinion in writing relative to the questions proposed in the said report

The following resolution was introduced by the Recorder "that every Certificate of the choice of a Fireman in any Company by the Foreman of such Company shall hereafter be accompanied with a certificate of his qualification either as a Freeholder or Freeman" a question being taken on the said resolution and a division thereupon called by the Recorder the same was negatived as follows to wit.

In the affirmative	In the negative
The Recorder	Ald Brasher
Ald. Minthorne	Bogert
Barker	Ritter
Van Zandt	Oothout
Mr Le Roy	Mr Riggs.
Crolius	Morris
Brevoort	Bogardus
	Stevens

Resolved unanimously that the Common Council do highly approve of the undertaking of the New york State Society of the Cincinnati of the 15th December instant for erecting within this City an Equestrian Statue of the late General Washington

Resolved that this Board will furnish a suitable place within the Park for the aforesaid purpose.

[494] Resolved, further that this board do in an especial manner recommend to the inhabitants of this City that they afford the said Society all the suitable aid in their power to carry the said Undertaking into effect.

Resolved that the Mayor be and he is hereby authorized in behalf of this board to recommend to the inhabitants of this City. That the last Wednesday in this month be observed and set apart as a day of General Thanksgiving.

Alderman Van Zandt, Alderman Oothout & Alderman Brasher } Were appointed a Committee to examine and report with respect to the present system for regulating the public Markets

Alderman Bogert, Alderman Ritter and Alderman Barker } Were appointed a Committee of public repairs

Alderman Minthorne, Mr Morris & Mr Riggs } Were appointed a Lamp Committee

The petition of Daniel N Train, stating his inability immediately to pay the penalty recovered against him for a breach of the law regulating buildings without great inconvenience and praying that a credit of twelve months may be allowed him for that purpose upon his paying the interest and finding Security was read and granted

[495] Ordered that it be referred to the Comptroller to continue the old bond upon the payment of the interest already due thereon, or to take a new bond for the principal and interest as he may deem most advisable.

Alderman Barker laid the following resolution before the board.

Resolved that a Committee be appointed to examine and report to this board the propriety of petitioning the Legislature for an extension of the grant of the Land under Water bordering on the grants already made to this Corporation. Also for revising and amending the present laws respecting the Election of Charter Officers. And also the propriety of granting a Lottery towards the Expence of erecting a New City hall and for any other purposes the Committee shall think proper to recommend to which this board may accede.

The question being taken whether the Board would proceed to consider the said Resolution, Alderman Barker called for a division thereupon. the same passed in the negative as follows.

In the Negative		In the Affirmative
Alderman Brasher	Mr Le Roy	The Recorder
Van Zandt	Riggs	Alderman Minthorne
Bogert	Morris	[496] Alderman Barker
Ritter	Bogardus	Mr Crolius
Oothout	Stevens	Brevoort

Resolved that the Counsel of this board be requested to deliver his opinion in writing Whether the Common Council of this City possess authority to pass an Ordinance for restraining and regulating the use of Fire and Candles & the practice of smoking in Livery Stables And also for prohibiting the lighting of Fires upon the decks of Vessels lying in the Harbour for the purpose of preventing accidents by Fire within this City

Resolved that the Clerk be directed to publish such part of the laws as prevents the firing of Pistols &c during the Christmas & New Year holydays and that the Mayor be authorized to employ a sufficient number of Officers to enforce the same and also to enforce the Sunday Law during the two ensuing Sabbaths.

Resolved that the Mayor be authorized to issue Warrants on the Treasurer to pay the following accounts, to wit

Issd Warrts. Nos

342	Hugh Gobel for City Watch.....	$155.31
343	Magnus Beekman do	155.31
344	William Van Wart do	213. 6
345	Nichols Lawrence do	213. 6
346	John Brown for filling in the gore between Hudson Barley and Duane Streets.....	345.
347	Thomas Hazard for lighting & cleaning City Lamps	245.50
348	Thomas Whitelaw for repairing intersections of Chambers Street &c.....	188.87
352	Thomas Hewitt a new writing desk for Street Comms office	22.50
349	John McLean for portfires &c &c.....	23.17
350	Edward Watkeys for Candles.....	6.27
351	John P Pearss Esqr fees as Coroner of this City..	155.75

[497] In Common Council, December 27th 1802.

Present. Edward Livingston Esquire Mayor

John Oothout	Esquires Aldermen	Jacob Le Roy	Esqrs Assistants
John Bogert		Caleb S Riggs	
Philip Brasher		Henry Brevoort	
Mangle Minthorne		Andrew Morris	
John P Ritter		Clarkson Crolius	
Wynant Van Zandt junr		Robert Bogardus	
Joshua Barker		Ebenezer Stevens	

The following letter from Richard Harrison Esqr Counsel to this board expressing his opinion upon questions referred to his consideration was received and read

"The Common Council having proposed several questions to their Counsel for his opinion which are stated in the Clerks Letter of the 21st instant

I have as soon as it was possible taken the same into consideration, and am of opinion*on*

1st That under the act for the more effectual prevention of Fires, and to regulate buildings in the City of New York passed 27th March 1801, they have no power to decide whether the erection of a building, is or is not contrary to Law. The act itself has furnished the Criterion upon this occasion, and it can only be legally determined by a Court of Law whether that rule applies to any particular [498] Case. Still, however, as they will have to indemnify their Chamberlain, I think them entitled to determine in the first instance, that he shall bring a Suit when they judge that the circumstances require it. They may also intimate their opinion that a particular case is not within the law, but he may nevertheless prosecute at his own risque, if he thinks proper so to do, and they have no controul over proceedings by Indictment

2dly I am also of opinion that the Common Council cannot dispense with the penalties inflicted by the said act, relating to Buildings. These penalties when recovered by the Chamberlain are appropriated to a particular purpose, not given generally to the Corporation. When the prosecution is by Indictment, as for a nuisance, the Fine and penalties in my opinion belong to the State, and must go into the Exchequer.

3dly With respect to the third question I am of opinion that the Common Council possess competent powers by their charter for the purposes required. They are authorized to make bye-laws for the Public good, which I think requires such regulations as tend to the

prevention of Fires. The case too of the prohibition of hot-presses in London, appears to me in point Yet as from various acts of the Legislature it may be inferred that doubts have been entertained upon the subject. I should think it advisable (if there is no particular reason to the contrary) [499] to obtain an act of the Legislature recognizing or confirming the powers of the Corporation in this respect.

N York 27th Decr 1802

Rich. Harison

A petition from John P. Ryerss was received and referred to the Comptroller

The petition of John Davenport for stand No 13 Hudson market in lieu of the stand No 8 Fly market was referred to the Committee appointed to inquire into the regulations of the Market.

Ordered that the Street Commissioner institute a suit against Alexander S Gordon for sinking a vault in a manner contrary to Law.

The petition of Alexander S Gordon to be relieved from a prosecution for altering a house in the second ward supposed to be in contravention of the act for preventing Fires was received and the Consideration thereof postponed.

The Chamberlains monthly account was received and filed.

A petition was presented by the Street Commissioner and its consideration postponed.

Ordered that the Comptroller be authorized to procure a set of standard weights at the expence of the board.

A resolution was introduced to repeal the late Ordinance of this board, for the establishment of signal Staffs at Staten Island. Ordered that the Consideration thereof be postponed, and that the Comptroller be requested to report upon the subject at the next meeting

Resolved that the Clerk of the Common Council forthwith furnish to each of the Members a Copy of the standing rules of the proceedings of the board

[500] Alderman Barker, Mr Riggs & Mr Bogardus } Were appointed a Committee to examine into the state of the minutes of this Board

The following resolutions respecting the new Court house were laid before the board, and deferred for future Consideration

"Resolved that the Committee of the Common Council appointed to superintend the building of a new City Hall report to this board, of what materials the walls of the same ought in their opinion to be

built, and if different materials are contemplated to be made use of, for different parts of the walls, then to distinguish in the report what part or parts are to be built of one kind, and what of another or others. And in case it is not yet determined of what materials the walls are to be built and different kinds of materials are contemplated for that purpose, that the Committee state to this Board, the different kinds which may with propriety be used and which ought to be preferred.

Resolved that the said Committee report to this board their opinion where the new City Hall ought to be erected.

Resolved that the said Committee report to this board what in their opinion ought to be the heighth of the said Building from the Surface of the ground to the first Floor.

[501] Resolved that the said Committee ascertain as far as is practicable the stile and manner in which the said Building ought to be finished, particularly the exterior ornamental parts thereof, and the materials which may be used for those purposes, and report the same to this board with their opinion which kind of materials ought to be preferred.

Resolved, that the said Committee make or procure to be made an estimate or estimates of the sum which it will cost to complete the new City hall having regard to the plan which has been offered to, and adopted by the Board. The different materials which may be used for building the walls thereof, and the stile and manner in which it may be contemplated to be finished, and that such estimate or estimates be so made as to specify as far as possible, the costs of the different parts and kinds of materials and workmanship necessary for completing the whole. And that the Committee report such estimate or estimates to this board.

Resolved that the said Committee enquire and report to this Board whether the person or persons who shall make such estimate or estimates relative to the costs of the said Building or any part or portion thereof will undertake and bind themselves with sufficient sureties to accomplish the work according to such estimate or estimates, or whether any other person or persons will come under such engagements, with the Committees opinion thereon

Resolved that the said Committee report to this Board what time will be necessary in their opinion to complete the building of the New City Hall, and in what manner the funds for that purpose can and ought to be raised or procured by the Common Council

Resolved that the said Committee be authorized to take the opinion or advice of such mechanics, artisans [502] or other persons as shall

be deemed useful for the purposes aforesaid, and to make them Suitable compensation for their time, trouble and advice to be paid out of the monies now in the hands of the Committee or subject to their order towards defraying the expences of building the new City hall.

Resolved that the said Committee, (in case the plan at present adopted shall be deemed too extensive and likely to be too expensive ascertain and report whether the plan cannot be reduced in size and expence without materially injuring the appearance and utility of the Building

Resolved that no more of the money placed in the hands or subject to the Order of the Committee for building the new City hall be expended than is hereby authorized until the purposes of the aforegoing Resolutions be accomplished.

The Committee to whom was referred the several petitions of Messrs Stuyvesant and Meserole and of Messieurs Willet & Titus for the establishment of new Ferries across the East River, having reported as follows.

to wit

That they have taken the subject of the said petitions under their consideration and are of opinion that ferries at the places mentioned in the said petitions respectively would accommodate the public, and particularly the Inhabitants in the Outward parts of the [503] City of New york and the Inhabitants of King and Queen Counties, and are therefore of opinion that the prayer of the petitioners contained in the said respective petitions ought to be granted upon such conditions and under such restrictions and regulations as the Common Council may think proper to prescribe.

It was thereupon ordered that a ferry be established from the land of Mr Stuyvesant in the Seventh Ward to the land of John A Meserole at Bushwick in Kings County, and also another Ferry from the land of Marinus Willett Esqr in the Seventh Ward to the land of Samuel Titus at Bushwick aforesaid, subject to such rates and regulations as shall from time to time be made by this Board. Provided always and with this express condition that suitable Lots on both sides of the River be granted to this Board for the purpose of erecting Ferry houses and other necessary buildings for the use of the said Ferry

The petition of Isaac Kip junior to be appointed Superintendant of Scavengers was received and the consideration thereof postponed.

An ordinance for regulating the assize of Bread was laid before the board and the consideration thereof postponed

Ordered that the Mayor issue his Warrants on the Treasurer to pay

Issd Warrts

No 353	Nicholas Carmer in advance for public repairs.....	$1000.
354	James J Myers for repairing public roads.....	759 1/100
355	Thomas Hazard lighting and cleaning Lamps.....	246 71/100

[504] In Common Council, January 3, 1803.

Present. John B Prevost Esquire Recorder

John Bogert	Esquires Aldermen	Caleb S Riggs	Esqrs Assistants
John Oothout		Henry Brevoort	
Wynant Van Zandt junr		Jacob Le Roy	
Mangel Minthorne		Ebenezer Stevens	
Philip Brasher		Andrew Morris	
John P Ritter		Robert Bogardus	
Joshua Barker		Clarkson Crolius	

A petition from Several merchants of this City against the repeal of the late ordinance of this board for the establishment of Signal Staffs at Staten Island was ordered to lie over until the board enter into the consideration of that subject

A recommendation of Henry Stanton for the office of Superintendant of Scavengers & of William Tredwell and Jasper Stanton for the same office were received, and ordered to lie over until the board proceed to that appointment

The Committee upon unfinished business reported as follows: to wit

" The Committee to whom was referred the [505] unfinished business, report the following

The Report of the Street Commissioner relative to the permanent regulation of Broadway, and the formation of a Canal

The letter or communication of John McLean, relative to old Potters field.

Nicholas Beekmans petition for Inspector of Wood in the place of his father, and twenty two other petitions for same office

Samuel Stillwells application for the appointment of City Surveyor

Daniel Dodge, petition of Lumber

Samuel L. Page, do for measurer of grain

Charles Gardner & Thomas Hamell & 14 others for same

Thomas Bartow, for Weighmaster

Daniel Van Voorhis for same

Thomas Bartow, for same

Stephen Burdett, for same

Frederick Bokee, for same

And the Report of Watch Committee relative to the division of the City into districts.

Joshua Barker
Philip Brasher
Robt Bogardus.

The Committee to whom was referred the petition of Henry Shute relative to the charge of the public property at Bellvue reported that they have examined the buildings and premises thereof, and do find that some repairs will be absolutely necessary. They are of opinion That the petitioner is amply competent to take charge of said property, but considering circumstances your Committee are further of opinion it would be a public benefit to rent the said place from the first day of April next [506] Subject to the order of the Board in case this City should again be visited with infectious and pestilential diseases.

All which is respectfully submitted

New york 3. Janv. 1803.

John Bogert
Philip Brasher
Eben: Stevens

It was thereupon Ordered that the Comptroller be authorized to rent Bellvue to such persons, and upon such terms for the period of one year as he may deem most advantageous provided always that the same be reserved to the board in case the premises should be wanted as a Public Hospital

The Market Committee to whom was referred the Application of John Davenport requesting the grant of Stall No 13 in the Hudson market lately occupied by John Abeel

Respectfully report that said Abeel is not capable of occupying the said stall being confined in the Hospital of this City in a deranged state of mind. The Committee further report that the practice of trafficking and selling of stalls which now in some degree prevails amongst the Butchers ought not to be countenanced by this board. But under all the Circumstances of this Case it would be proper in their opinion to [507] grant stall No 13 in the Hudson market to John Davenport

All which is respectfully submitted

Philip Brasher
John Oothout.

Ordered that the aforegoing report be confirmed, and that the stall therein specified be granted to the said John Davenport

The following report was received from the Street Commissioner, to wit

The Street Commissioner having been directed by a resolution of the Board to report on the expediency of immediately opening and regulating Brannon Street from Greenwich Street to Broadway.

Reports.

That in a former report accompanied with a profile of Brannon Street from Greenwich Street to Prospect Street, he has recommended the immediate regulation of the said Street conformably to the said profile, the fee of the Land for the Street, having been thus far vested in the Corporation and accepted for this purpose That from Prospect Street to Broadway no ground has been conveyed to the Corporation for a continuation of the Street. On examination and inquiry it appears that the whole of the Land extending from Prospect Street to Broadway was part of the Estate of the late Alderman Bayard, which was laid out into House Lots and Streets as appears by a survey and map thereof made by the late City Surveyor Goerck. That the Lots have been sold to a variety of purchasers, conformably to the said Survey and map. That a Street called Spring Street in said map is a continuation of Brannon Street. As Mr Bayard in his lifetime never granted the Fee of the said Street, and as the [508] Executors named in his last will have not administered thereon, it appears that the Streets as laid down in said Map are now vested in his children and grand children, most of whom reside out of this State.

There is at present no Street or Highway communicating from Broadway to Greenwich Street between Catherine Street near the Hospital and the New Prison a distance so great as to render it extremely inconvenient to the Inhabitants of those Streets

Under all these circumstances the Street Commissioner begs leave to recommend that Brannon Street should be immediately extended to Broadway, and to be laid out Conformably to an Act of the Legislature in such case made and provided. It is to be presumed that the Jury to be appointed for remunerating the Owners the damages and recompence for the Land so to be taken, will not think them entitled to much if any

All which is respectfully submitted

New york Jany 3, 1803 Joseph Browne

Resolved that the Street Commissioner cause a survey of the ground for the continuation of Brannon Street to be made and take the necessary measures to have the same opened as the law directs of

the breadth of 65 feet as far as Broadway [509] with all convenient speed.

The Comptroller to whom was referred the petition of John P Ryerss for a release of quit rent on a part of his property, and that the same may be attached to the residue, reported that the remainder of the said property is sufficient to secure the payment of such quit rent and that it would not be against the public interest to comply with the prayer of the petition. The board having considered the said report determined it inexpedient to confirm the same.

The Clerk having made a Communication to this board stating that Several amendments may be made in the mode of registering the most material transactions of the Common Council, the same was referred to the Committee appointed to inquire into the present mode of keeping the minutes

Resolved, that the appointment of a Superintendant of Scavengers be postponed until the third Monday in January instant

Resolved that

Ald: Oothout, Bogert & Brasher } be appointed a Committee to inquire whether any and if any what alterations are necessary in the Offices and duties of Superintendant of Scavengers & Street Inspector

The Board proceeded to consider the ordinance for regulating the assize of bread and having made progress therein the same was referred to a Select Committee consisting of Ald Van Zandt, Ald Ritter & Mr Stevens

A Petition from several inhabitants of Cortland Slip praying that the Assessment for filling in the same may be extended so as to embrace a greater number of Contributors was received and ordered to lie upon the Table

[510] The report of Street Commissioner relative to the permanent regulation of Broadway and the formation of Canals entered on the Minutes of last was referred to Ald. Van Zandt, Ald. Barker, Mr Bogardus & the Street Commissioner

An application [of] Mr John McLean Superintendant of Public Stores relative to certain parts of the Public Land belonging to the State was received and referred to the Comptroller

Resolved that Nicholas Beekman and David Cook be and they are hereby respectively appointed Inspectors of Wood and Daniel Dodge be and he is hereby appointed an Inspector of Lumber

Alderman Brasher gave notice that at the next Meeting of the

Board he intends to move that Samuel Stilwell be appointed one of the City Surveyors

Alderman Bogart, Mr Bogardus & Mr Stevens } Were appointed a Committee to examine what is the present Number of Weighmasters, Inspectors of Lumber of Wood and City Surveyors and what number is in there opinion necessary for the Public Service

Ordered that the Consideration of the report of the Committee relative to the City Watch be postponed until Monday next

Resolved that the Clerk of this board report at the next Meeting all ordinances of the same that are now in force.

Ordered that a Committee be appointed to look into the situation of the records and Public Papers in the office of the Clerk of this City and take such steps for the preservation thereof [511] as in there opinion shall be necessary—Ald. Minthorne Mr Riggs and Mr Crolius were appointed in such Committee

Ordered that the Clerk report to this board at the next Meeting whether there be any vacancy in the office of Wood Inspectors of this City according to the ordinance appointing the stands of the wood Inspectors.

Ordered that the Clerk report to this board at the next Meeting the number and names of the Measurers of Grain appointed by this board.

Ordered that the Clerk notify the officers appointed on the 8th day of September instant that they take out their Commissions by the next Meeting of the board or that their appointments will be Considered as vacated

Alderman Oothout was appointed a Member of the Lamp Committee in the stead of Mr Riggs.

Ordered that a Committee may be appointed to inquire and report what measures are necessary for the preservation of the health of this City. Ald. Oothout Bogert and Brasher. were appointed to Compose that Committee

Resolved that the Mayor Issue Warrants on the Treasurer to pay the following Accounts to Wit

Isd Warrts Nos	356.	Hugh Goble City Watch.....	$155.31
	357.	Magnus Beekman Do	$155.31
	358.	William Van Wart Do	$213. 6
	359.	Nicholas Lawrence Do	$213. 6
	360.	Wm Peters a lost fire Bucket.....	$2
	361.	Jacob Hays for the use of officers.....	$23

[512] In Common Council, January 10, 1803

Present. John B Prevost Esquire Recorder

John Oothout	Esquires Aldermen	Robert Bogardus	Esqrs Assistants
Wynant Van Zandt Junr		Ebenezer Stevens	
Joshua Barker		Clarkson Crolius	
Mangle Minthorne		Henry Brevoort	
John Bogert		Caleb S Riggs	
Philip Brasher		Jacob Le Roy	
John P Ritter		Andrew Morris	

The Clerk having reported to the board a List of the titles of their several ordinances now in force, the same was referred to the Committee of revision and unfinished business

The Committee appointed for the purpose of inspecting the situation of the Records and Public Papers in the Office of the Clerk of this City and to direct what steps ought to be taken for the preservation thereof—having attended at the Clerks Office and seen the situation of the Records and papers are of opinion that the Clerk with the Advice and Assistance of Mr Carmer procure a sufficient number of Boxes of suitable size and have them tined or otherwise secured [513] in order to preserve the Records and papers—and that the expence ought to be considered as forming a part of the contingent charges of the City and County of New York

New York Jany 5th 1803.

Mangle Minthorne
Caleb S Riggs
Clarkson Crolius

A memorials of George Lyon and Garret Keteltas to be appointed to the office of Superintendant of Scavengers were received And ordered to lie over until the Board proceed to make the said appointment

A memorial was received from Doctor Nicholas Romayne requesting this board to take possession of the Ground near Corlaers Hook ceded by him for the purpose of Streets—the same was referred to the Comptroller

A Report was received from the Comptroller recommending an application to the Legislature to procure a reconveyance of Certain Ground formerly granted by this Corporation to the State the same was reffered to the Committee appointed to Consider and report such measures as m[a]y be deemed most proper to preserve the health of the City

An application from Joseph Corre to hire or lease the house at

the Corner of Pearl and State Streets was received and referred to the Comptroller

A Petition from several Inhabitants of this City residing in the vicinity of the State Prison praying that Lamps may be extended to that [514] neighbourhood was referred to Ald. Barker Ald. Van Zandt and Mr Crolius

An Estimate and Assessment for filling in Cortland Street Slip being received It was Ordered that the same be returned to the assessors together with a Copy of the Ordinance relating to that subject

An application of the different Sextons of this City for Compensation for their reporting their Weekly list of interments to the Clerk in pursuance of An Ordinance of Common Council was received and referred to Ald. Van Zandt Mr Riggs and Mr Bogardus

Ald. Barker, Ald. Bogert and Mr Morris were appointed a Committee to Consider and report whether the gore of Ground situate near Duane Hudson and Barley Streets should be filled in at the Expence of the Corporation or of the proprietors of adjacent Lots.

Ordered that proceedings against Alexander S Gorden be suspended until further order from this board, he paying any Costs which may already have been incurred

Alderman Brasher having moved for a repeal of the Ordinance for the establishment of Signal Staffs at Staten Island and upon his application a division being [515] called—the same was negative as follows

In the affirmative for the repealing the Ordinance

Ald. Brasher	Ald. Minthorne
Barker	Mr Brevoort

In the negative against the Repeal

Ald. Oothout	Mr Crolius.
Van Zandt	Le Roy
Bogert	Riggs
Ritter	Morris
Mr Stevens	Bogardus

Ald. Brasher gave notice of his intention to move for a reconsideration of the above decision at the next meeting of this board

Ordered that the Mayor issue his Warrant on the Treasurer to pay

Issd Warrts No 362. [516] Jonas Mapes for 4 lost fire Buckets..... $8

[517] In Common Council, January 17, 1803.

Present. Edward Livingston Esquire, Mayor
John B. Prevost Esquire, Recorder

John Bogert	Esquires. Aldermen	Clarkson Crolius	Assistants.
John Oothout		Ebenezer Stevens	
Joshua Barker		Andrew Morris	
Mangle Minthorne		Henry Brevoort	
Philip Brasher		Robert Bogardus	
John P Ritter		Caleb S Riggs.	
Wynant Van Zandt			

The petition of James Dunlap and others praying that this board will contribute to the expences of a pump at the intersection of Hetty and Prospect Streets was read and rejected.

The petition of Christopher Mildeberger and others, relative to a well in Van de Water Street being received, it was resolved that the same be referred to the Street Commissioner, and that he take such order thereon as in his judgment he may deem best

The petition of William A Hardenbrook to be released from a fine for depositing manure on a lot of ground contrary to the Ordinance of this board, was rejected.

[518] The petition of Philip McArdle to be released from a penalty in consequence of some loaves of bread being too light was referred to the Inspector of bread. with directions to report a state of Facts.

A report from the Engineers relative to an Engine for the use of the new Company having been received, the same was referred to Ald: Bogert, Ritter and Barker with directions that they enquire and report what place is most proper for the said Engine house to be erected.

A petition from Sylvester Morris praying to be appointed a Weighmaster was received

The following Report from the City Treasurer was received

New york January 14. 1803.

Sir

Pursuant to the act respecting Intestate Estates. I have transferred to the credit of the City and County of New York the following balances. to wit

Donald McPhelon	$7.57
Pierre Saltiez	14.33
John Davis	11.85
Edward Clascey	18
	$33.93

[519] Amounting to Thirty three dollars $^{93}/_{100}$
Edward Livingston Esq^{r}

I am with great respect
Sir. Your most. obed. Serv^{t}
Dan: Phœnix. City Tr

The petitions of John Van Zandt and John V. Brevoort to be appointed Superintendant of Scavengers were received, and the consideration thereof postponed.

An application from Richard Riker Esquire to be released from any further charge as the security of William Culverhouse dec^{d} for the maintenance of an illegitimate child of which the said William is the Father. was received and referred to the Superintendant of the Alms House.

The Committee to whom was referred the petition of Jacob Morton and others relative to establishing Lamps in the neighbourhood of the State prison, reported as follows, to wit

"That they have examined the situation of the Street in which the Lamps are wished to be extended as stated in the said Petition, that the said Street is in a bad and unregulated State, and that the extension of Lamps as therein is requested would be of great convenience to the Petitioners But from the present line of demarcation from the North to the East River for laying the taxes in the City of New york for the Support of Night watch. for the expence of Wells and pumps and the expence of putting up and lighting Lamps, not extending further on the North River side than the out let of the Meadow of Anthony Lispenard. And whereas the extension prayed for being wholly without the said Limits aforementioned the Committee are of opinion that the Prayer of the Petition ought not to be granted

[520] Joshua Barker
New york Janua^{y} 17. 1803. Clarkson Crolius
Wynant Van Zandt Jun^{r}

It was Ordered that the consideration of the said Report be postponed until the next meeting

John Broome, William Edgar, Henry Rutgers, Gardner Jones, Solomon Townsend, and Abraham Bloodgood composing a Committee appointed at a meeting of the Citizens for the purpose of petitioning the Legislature for amendments in the charter of the City appeared before the board, and presented the following Communication

Gentlemen

At a meeting of the Citizens of New york convened agreeably to public notice the 7th instant, to take into consideration the propriety of applying to the Legislature for the purpose of obtaining an Alteration in the Charter of this City so as to extend the right of Suffrage. Sundry resolutions relative thereto, were proposed and adopted; a copy of which with the proceedings of the meeting, we have the honour to inclose. Last evening the Committees from the several wards, met, pursuant to appointment, and after discussing the subject it was agreed that a Committee of one member from each ward in the City out of their number, be appointed to apply to your honorable Body, to solicit your Cooperation with them for the purpose of procuring the extension of the right of suffrage [521] A measure which we have good reason to believe has long been the wish of many of our Fellow Citizens.

It having fallen to our Lot, to be appointed on that Committee, We do accordingly request your Honorable Body will please to inform us whether it will be agreeable to unite with your Fellow Citizens in an application to the Legislature at their next Session for the accomplishment of that object, and if so, how far it will be agreeable to you, to have that right extended

We have it in charge to report your answer to the general Committee when obtained, shall therefore be obliged by receiving it as soon as your honorable body can make it convenient. We are with great respect

Gentlemen

New York 14th Janry 1803. Your mo obed & very hhble Servts

Jno Broome
William Edgar
Henry Rutgers.
G. Jones.
Sol. Townsend
Abm Bloodgood.
Hy Verveelen.

Honorable Mayor, Aldermen & Commonalty &c

Ordered that the consideration thereof be postponed until the next Meeting of the Board

The petition of William Smith to be relieved from a fine for selling Oysters contrary to Law was granted

The following Reports, were received from the Comptroller

The Comptroller upon the petition of Peter J George Lorillard Reports

[522] That the petitioners state they are in possession of the lease of a lot of ground belonging to the Corporation which lease will expire on the 1st of May 1806. That the Dwelling House is old, and cannot be repaired to advantage on account of the shortness of the unexpired term and pray that the Corporation would sell the Lot, or grant them a further lease for 42 years.

It is recommended to grant to Messrs Lorillards a new lease for 21 years at 100 dollars per annum upon Condition that they erect a fire proof building thereon. Calculated for dwelling house, and at the expiration of the lease the Corporation to pay for the building, at its then valuation

All which is Submitted

Jany 16. 1803. Selah Strong

The Corporation have 71 Lots of ground on lease in Chatham Augustus, Pearl and William Streets, from £4 to £6 rent per annum 7 Lots at Pecks Slip and 6 lots at Inclenburgh making in the whole 84 Lots.

of which	3	Leases expire in	1804
	13	Do	1805
	30	do	1806
	4	do	1807
	8	do	1808
	3	do	1813
	2	do	1815
	5	do	1816
	3	do	1826
	94	Lots	

[523] Many of the Lessees are desirous to know upon what terms the Corporation will renew their leases, it would be proper to fix the time of the Lease, as also what kind of Buildings are to be erected thereon, and whether the Buildings are to be paid for at the expiration of the Lease.

As this is growing property it is believed the Leases ought not to be longer than 21 years. That fire proof buildings at least 3 stories high and calculated for dwelling Houses ought to be valued, and paid for by the Corporation at the expiration of the Lease. Wooden Buildings not to be paid for but the Lessee to remove them in 10 days after the Expiration of the Lease. Ordered that the consideration of the said Reports be postponed until the next meeting

The petition of Elias W Nexsen to be appointed a City weigher was received and postponed.

A petition from the New york Union Law Society for the use of a room in the City hall was received. It was directed that the prayer of the said petition be granted, and that the Mayor be authorized to assign them such room as he may think convenient.

A petition from Hugh Gaine for the establishment of a New Ferry from his dock across the North river was referred to the Comptroller.

Resolved that the resolution of this board past on the third day of January instant directing the Str[t] Commissioner to cause a Survey of the ground for the continuation of Brannon Street and for extending the same to the breadth of 65 feet be rescinded. But, that the Str[t] Commissioner continue his endeavours to procure a cession of the said Street to the Corporation and report the result to this Board.

[524] The Committee to whom was referred the petition of Thomas Collister and others Sextons of different churches in this City praying Compensation for reporting the number of Deaths to the Clerk of this City for publication. Report it as their opinion that the prayer of the said petition ought not to be granted. The Committee being of opinion that it is a Service by no means requiring compensation particularly when it is considered that the Services are required by Law, and with a view to prevent exaggerated accounts of the number of deaths and the groundless alarms which are likely to result therefrom and when it is known that the Emoluments of the Sextons of the Churches are either sufficient according to the ordinary charges for interments, or ought to be increased by the Churches to which they belong

Wynant Van Zandt J[r]
15 Jan[y] 1803. Caleb S Riggs
Rob[t] Bogardus

Ordered that the said report be adopted.

Resolved that the Recorder M[r] Morris and M[r] Riggs be appointed a Committee to ascertain and report to the Common Council the three proper Watch districts Conformable to the second section of the Ordinance for the better regulation of the City Watch Passed the 19[th] of August 1802.

[525] An application from M[r] John Titus, and others to level the roads leading to the Common Lands was referred to the Street Commissioner

An application of James Stewart and others for an alarm bell near the Battery was received and referred to the Alderman and Assistant of the first ward.

Resolved that the Clerk of this board do forthwith send a written Notice to the several firewardens in this City that they instantly proceed to the performance of the duties of their offices on pain of forfeiting their appointments. And also that the Alderman of each ward report to this board at its next meeting the names of such firewardens in his Ward respectively who shall neglect or refuse to perform the duties of their Offices.

The following Ordinance passed the board

An Ordinance for establishing the assize of bread within the City of New York.

Be it Ordained by the Mayor, aldermen and Commonalty of the City of New York in Common Council convened and it is hereby ordained by the authority of the same that every Baker or other person who shall use or carry on the trade or business of a Baker either in person or by employing any other person to use or carry on the said trade or business under his or her directions or for his or her profit or benefit within the City of New York shall cause all loaf bread whatsoever which he or she shall bake or cause or procure to be baked to be marked with the initial Letters of his her or their Christian and surnames [526] plainly to be seen on each loaf thereof. And all Loaf bread which shall not be so marked, shall be forfeited and shall and may be seized & disposed of to and for the use of the poor of the City of New york.

And be it further ordained by the authority aforesaid that all Bakers, or other persons using or carrying on the trade or business of a baker as aforesaid shall make or cause to be made all their loaf bread of good and wholesome flour or meal and according to the assize to be established in conformity to this Ordinance or any other ordinance hereafter to be passed directing the assize of Loaf bread. And all Loaf bread baked within the City of New York, which shall be found not to have been made of good and wholesome flour or meal, or not to be of good quality or wanting in weight according to the assize established at the time shall be forfeited and shall and may be seized and disposed of to and for the use of the poor of the City of New York. And the Baker or person who shall cause or procure the same to be baked shall moreover forfeit and pay Ten Cents for every Loaf thereof.

Provided always and be it further ordained by the authority aforesaid that no bread shall be forfeited in consequence of the directions and provisions aforesaid for the want of weight only unless the same shall be ascertained within eight hours after the same is baked. And

that whenever any Loaf bread shall be inspected or weighed to ascertain the weight thereof. more than eight hours after the same shall have been baked the Inspector of Bread [527] shall make such allowance as in his judgment shall be just, having regard to the time the same shall have been baked more than eight hours, and if the same shall be found deficient in weight after making such allowance the same shall be forfeited in the same manner as though it had been inspected or weighed within Eight hours after the same was baked and then found under the due weight according to the assize. And whenever an allowance respecting the weight of bread shall be claimed on account of its having been baked more than eight hours as aforesaid the burthen of the proof respecting the time when it was baked shall be on the Baker or proprietor thereof.

And be it further ordained by the authority aforesaid that the Inspector of bread shall when inspecting or weighing Bread, make such allowance as in his judgment shall be just for any deficiency in weight only in what are commonly called split or twisted loaves.

And be it further ordained by the authority aforesaid That the Common Council of the City of New York shall once in every three months or oftener if they shall deem it necessary appoint a fit person or persons to be Inspector or Inspectors of Bread, whose duty it shall be to inspect and examine all loaf bread baked as aforesaid and ascertain and determine whether the same is marked as is hereby required and whether the same is made of good and wholesome flour or meal and whether the same is of a good quality, and to ascertain the weight thereof and to determine whether the weight be sufficient according to this Ordinance and the established assize. And for those purposes every such Inspector shall have power and authority at all suitable times to enter any Bakehouse, shop, storehouse or other building or inclosure where any loaf bread is or shall be baked, stored, deposited, or kept, And also to stop and detain in the Street any Baker or other person or persons with their Waggons or other carriages carrying any Loaf bread baked in this City as aforesaid, and there or in any other suitable place to [528] Inspect examine weigh, and determine respecting such loaf bread according to the true intent and meaning of this Ordinance, and if the same or any part thereof shall be forfeited and liable to seizure for not being conformable to the directions herein contained the said inspector immediately, or within six hours thereafter shall convey or cause to be conveyed all such bread as shall be so forfeited, for any of the causes aforesaid to the Alms house of the City of New york, there to be left for the use

of the poor of the said City. And if any Loaf bread shall be forfeited as aforesaid, and shall after the same has been inspected or examined and the forfeiture thereof been determined by the Inspector as aforesaid, and within six hours thereafter be conveyed away or concealed so that the Inspector shall not be able to find the same immediately to convey it to the Alms house as aforesaid, the person or persons in whose bakehouse, shop store house or inclosure the same shall have been left by the Inspector after ascertaining the forfeiture thereof shall forfeit and pay for every loaf thereof so conveyed away or concealed twelve and an half cents.

And be it further ordained by the authority aforesaid that the Inspector or Inspectors to be appointed as aforesaid shall before he or they enter on the execution of the Duties of his or their Office take an oath or affirmation before the Mayor or Recorder well and faithfully to execute the powers and trusts reposed in him or them without favor or partiality

And be it further Ordained by the authority aforesaid that it shall be the duty of the chamberlain to publish every Saturday in two of the Daily [529] Newspapers printed in this City an assize of bread for the ensuing week, according to the form, hereunto annexed.

And be it further Ordained by the authority aforesaid, that in fixing the assize the said Chamberlain shall estimate a barrel of Flour to produce 4032 ounces of bread, and in order to ascertain the weight of a shilling loaf of the respective qualities of Flour the number of Ounces shall be divided by a number equal to the number of shillings a barrel of Flour of such quality may be worth at the fixing the assize, and the number 28 added thereto, (being 28/. allowed the baker) and the quotient will be the number of ounces a shilling loaf shall weigh in the following manner.

Suppose, a barrel of fine Flour.....	72/
Compensation for baking.....	28
	100 Shillings

Divide 4032 by 100 the quotient will be 40 $^{32}/_{100}$ being the ounces the shilling loaf must weigh, and that whenever the fractional parts are less than half an ounce, they shall be taken off the loaf, and when half an ounce or more an ounce shall be added to it.

And be it further Ordained that it shall be the duty of the chamberlain to deliver an account of the assize he may so establish to the Inspector of bread, or any Baker whenever called upon so to do.

Form of assize, to be published.

	Shillings		Shilling Loaf	Sixpenny Loaf
Superfine wheat Flour.....	.....	:	.....oz	.....oz
Ditto mixed with Indian meal.....	.....	:	.....oz	.....oz
Ditto mixed with Rye meal.....	.....	:	.....oz	.....oz
Rye Flour	.....	:	.....oz	.....oz

And be it further ordained by the authority aforesaid that all mixed bread whether baked with Superfine flour and Indian meal, or superfine Flour and Rye Meal the assize thereof shall be made by the Chamberlain, and Inspector or Inspectors in such manner as they shall in their Judgment think just and proper.

And be it further ordained by the authority aforesaid, that the Ordinances passed the Sixth day of April be and the same are hereby repealed

[530] A resolution in the words following to wit " Resolved that so much of Pecks Slip be filled in so as to make the Street on the West side, on a line with the bulk head from the head of the Slip " being laid before the board, it was ordered that the same be referred to the Street Commissioner.

The Committee appointed to enquire whether any and if any what alterations are necessary in the Offices and duties of Superintendant of Scavengers Reported

That on examining the Ordinance passed the 6th of September 1802 they find the following important requisites omitted, to wit distinct duties of Street Commissioner and Superintendant of Scavengers, all of which are incorporated in the Draft of an Ordinance herewith submitted.

Your Committee further report that they also find the Act passed 30th March 1799, Investing the Mayor Aldermen and Commonalty of the City of New York with adequate powers in relation to certain objects of Importance to the health of the said City) did expire on the 30th March 1802, and which in their opinion ought to be reenacted as early in the Session of the Legislature as possible the draft of which is herewith also respectfully submitted.

John Oothout
John Bogert

The following Firemen were appointed to wit

Gideon Tucker No 104 Liberty Street, George Ireland (Carpenter No 289 Greenwich Street and Paul Vandervoort N° 28 Barclay Street [531] to Engine N° 20 in place of Jacob Berry and William Bartow resigned, and George Smith dismissed for neglect of duty.

George Willis, No 19 Cheapside Brewer to hook and Ladder Company N° 2 in the place of George Dieterich resigned.

Robert S Vankeuren to Company No 23 in the place of Robert Allen resigned.

Thomas J Stagg, (Foreman) Solomon Wheeler, Peter Peterson—Abraham Stagg—William Vail—David Covert—John Fream—Benjamin Berrian—George Lord—Cornelius Compton—James Sowarby John Rowse—Caleb Pell—Stephen Wright—and, John Midwinter, were appointed Firemen of the New Engine Company No 26 lately Established

The petition of Robert Stanton being received, it was resolved that Anthony Dey Esquire Attorney to this board be requested not to proceed against the petitioner until the further Order of this board—And that the said petition be referred to the Alderman and assistant of the fifth ward to report a state of Facts.

The petitions of Montanye and M^c Dowl, and of John Hunt to be relieved from penalties incurred for incumbering the Streets were received. Ordered that the former be referred to the Alderman and Assistant of the Seventh ward, and the latter to the Alderman & assistant of the 5^th^ Ward—And that in the Mean time the Attorney of the board, suspend proceedings against them respectively

Alderman Van Zandt, Alderman Oothout & Alderman Brasher } Were appointed a Committee to confer with the Mayor upon the subject of restricting the grant of Tavern Licences

[532] Ordered that the Comptroller be directed to furnish this board with an Estimate of the Sum necessary to be raised by tax for the Support of the poor and contingent expences of the City and County of New york during the ensuing year with all convenient speed.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts to wit.

Iss^d^ Warrts		
No^s^ 363.	Hugh Gobel (City Watch)	$155.31
364.	Magnus Beekman Do	155.31
365.	Nicholas Lawrence do	213. 6
366.	William Van Wart do	213. 6
367.	E Belden & C° for printing	40
368.	Theo^s^ Beekman Esq^r^ Salary as Special justice	187.50
369.	Jacob De La Montagnie Esq^r^ do	187.50
370	Bernard Oblenis, Clerk to the Special Justices, for a quarters Salary	225

[533] In Common Council. January 27. 1803

Present. Edward Livingston Esquire Mayor
John B. Prevost Esquire Recorder

Mangle Minthorne	Esquires Aldermen	Andrew Morris	Assistants
Joshua Barker		Ebenezer Stevens	
Philip Brasher		Clarkson Crolius	
Wynant Van Zandt Jur		Robert Bogardus	
John Oothout		Henry Brevoort	
John Bogert		Caleb S Riggs	
John P Ritter		Jacob Le Roy	

The board proceeded to the consideration of the petition of P. McArdle to be relieved from a fine on account of some loaves of bread, being too light and having received and read the report of the Inspector of bread upon that subject, it was resolved that the prayer of the said petition be rejected.

The petition of Samuel Franklin praying liberty to extend a wharf, known by the name of Franklins wharf, farther into the East river was received and referred to the Comptroller and Street Commissioner

The petition of William A Hardenbrook to be released from a fine for placing manure on a Lot of ground was read and granted

The petition of Anthony Ravil to be relieved from a fine on account of his bread being was referred to the Inspector of bread with directions to examine and report the facts.

The petition of John Munro praying that the Estate of Donald Munro administered by the Chamberlain, may be distributed among his relatives was received and referred to [534] the Recorder and Chamberlain.

The Street Commissioner presented a report, respecting the ground of Dr Romayne at Corlaers hook, Ordered that the same be recommitted to him for further consideration

The Comptroller to whom was referred the petition of Hugh Gaine for the establishment of a new Ferry across the North River, reported that there is at present a sufficient number in that vicinity, and that in his opinion it would not be expedient to grant the prayer of the said Petition. Ordered that the said Report be confirmed

The Comptroller presented the following Estimate of the sum necessary to be raised for the contingent expences of the City and County of New york the ensuing year.

City and County Expences

Alms house & Bridewell	$32,000.
Repairs to Do	1,500
Streets	4,000
Roads	5,000

Contingencies, to wit		
salaries to Justices of £10 Court	$1896	
do Police office	2400	
do Street Commissioner	1250	
do Superintendant of Scavengers	750	
do do of public repairs	626.	
do Inspector of bread	750	
do Inspector of Streets	500	
do Attorney & Clerk of Corporation	1000	
do Door keeper and Messenger	390	
do Treasurer & Comptroller	2000	
		11,562.
Wood and Candles for Courts	786.	
[535] Constables & Marshals Services	500	
Coroners Services	325	
Keeper of Potters field	275	
Printing	300	
Setting public clocks	200	
Repairs to public buildings	3,300	
Assessors and copying tax books	800	
		6,486
Commissioners of health office, cleaning streets, sewers &c		2,000
		$62,548

City charges.

Watch		
70 men 365 days 5/6	$17,565$^{62}/_{100}$	
2 Captains 11/	1003.75	
2 Assistants 7/	638.75	
Wood, Candles, repairing watch houses, boxes Caps &c	1500	
Lamps.		
1100 Lamps lighting & cleaning 22/	3,025	
Repairs to do	660	
8550 Gallons oil 8/	8550	
Wells and pumps	3000	
Engines, repairing engine houses & engine, lost fire buckets, and contingencies	5000	
		$40,943.12
		$103,491.12

Ordered that the aforesaid Estimate be approved, and filed and that the Clerk prepare and present to the board, the draft of a petition to the Legislature to raise the said sum by a tax upon the Citizens

The Committee appointed to examine a suitable place for the Engine N° 4 Reported that they have obtained from the Proprietors of the play house, a room at the North East Corner of the same and are

of opinion that it is a proper situation for placing the said Engine that the expence for compleating the room will cost about twenty dollars

John Bogert
New York 27 Jan^{y} 1803. Joshua Barker
John P Ritter

[536] Ordered that the said report be adopted, and that the Commissioner of public repairs take order to carry the same into effect.

The Committee on the subject of the gore of Land, at the intersection of Duane and Barley Streets, reported that they have examined the situation of the same, and under the circumstances recommend the filling it up at the expence of the board under the direction of the Street Commissioner—the expence thereof will amount to about Thirty dollars.

John Bogert
Andrew Morris
Joshua Barker.

It was thereupon Ordered that the said report be confirmed and adopted.

The Committee to whom was referred the petition of James Stewart and others praying the Corporation to order the erection of a Fire bell in the South Easterly quarter of the first ward—Report, that the Corporation having one in their possession proper for that purpose. The Committee are of opinion that a Fire bell ought to be erected on the market at the Exchange Slip. the same would be of great Service in cases of Fire by giving timely alarm to the Firemen and others in that part of the City. who assure the Committee that it is impossible at present to turn out with that alacrity so highly necessary on such occasions

Jan^{y} 24. 1803 Wynant Van Zandt Jun^{r}
Andrew Morris.

Ordered that the said report be confirmed and that its execution be referred to the Alderman and Assistant of the first ward.

[537] The petition of Robert Buchan and William Wright respecting their being securities to Jotham Post Esquire for the under lessees of the public docks, and wharves was received and referred to the Comptroller

John Quackenbos was reappointed Inspector of bread.

The following Ordinance, Entitled,

An ordinance for the appointment of a Street Commissioner and a Superintendant of Scavengers. passed the board.

Be it Ordained by the Mayor. Aldermen and Commonalty of the City of New york in Common Council convened, and it is hereby ordained by the authority aforesaid that from and after the first day of February next all former laws, and ordinances of this board respecting the appointment of Street Commissioners shall be and the same are hereby repealed.

And be it further ordained that a discreet industrious. and intelligent person sufficiently qualified to perform the duties herein after assigned to him be appointed, and be called and known by the name of the Street Commissioner.

And be it further ordained that it shall be the duty of the Street Commissioner to enquire into the subject matter of all applications to the board. for the regulating. paving. or otherwise improving of the Streets. roads. or wharves. and to report to the board, the particular state of the circumstances of each case, and if necessary a Survey or plan of the improvement thereby intended, to attend to the due execution of all ordinances, or orders of the Common Council for the regulating, digging. filling. paving. or repairing of Streets. Roads. wharves. and common Sewers. to direct the prosecution of Offenders. against the laws relative to Streets, and particularly persons guilty of intrusion or encroachments on the public Streets or roads, to take the general charge of viewing and determining from time to time whether any and what improvements or repairs are necessary and can be made to any of the Streets or roads, and to report the same [538] to the board, together with the best mode of doing the same. to attend to, and direct Such matters, and things as are particularly committed to the Aldermen and assistants of the respective wards—to direct the repairs of Streets or walks, and to see that the gutters are bottomed with hard brick, or cut stone—to order the removal of all Lumber or other things with which any of the Streets or wharves may be incumbered under the like penalties as if directed by the Alderman and assistant of the ward, and to attend to the Surveying of Lots about to be built on, to prevent encroachment on the Streets or Roads.

And be it further Ordained that the said Street Commissioner, for the time being shall be one of the City Surveyors, and shall receive as a Compensation for his services the yearly sum or salary of One thousand two hundred and fifty Dollars to be paid quarterly.

And be it further Ordained that a discreet and industrious person of honest fame shall be appointed to be called and known by the name of the Superintendant of Scavengers, and that it shall be his duty for and on account of this board to hire and employ such and so many assistants, Scavengers, and other persons, as may be necessary to sweep the heads of slips, and other public grounds, and to take charge of the mud machine, and superintend the cleansing the said Slips. and to clean, carry away and sell all filth, dirt, and rubbish, as may be found in the Streets, and not directed by Law to be otherwise removed —And that it shall be the duty of the [539] said Superintendant to keep regular accounts of his Expenditures and sales. and at least once in every year on the first Monday in February or oftener if he shall be thereunto required settle the same, and lay before the board of Common Council such Statement thereof as will enable them to ascertain the Sums of Money that shall have been expended on all the principal objects in his department and likewise the amount of sales. And further that it be the duty of the said Superintendant to examine into, and to direct the prosecution of all penalties incurred for breaches of ordinances relative to incumbrances by filth or nuisances placed or found in the Streets. and highways contrary to law. and generally to perform such other duties in relation to his office, as may from time to time be assigned to him by the board.

And be it further Ordained that the Superintendant of Scavengers before he shall enter upon the duties of his Office shall take an oath before the Mayor or the Recorder of this City well and faithfully to discharge the duties thereof

And be it further Ordained that he give Security in the penal Sum of Five thousand dollars conditioned that the Corporation shall not sustain any loss by his improper or unfaithful application of their money and to account for the same when thereunto required.

And be it further Ordained, that the said Superintendant of Scavengers as a Compensation for his Services shall receive the yearly sum or salary of Seven hundred and fifty dollars payable in quarterly payments.

And be it further Ordained, that no ship or vessel of any size or description whatever shall come into, or lay in any public slip in this City without leave of the Superintendant of Scavengers, during the time that the Mud machine and Scow belonging to the public shall or may be employed in cleansing such slip, and removing the filth and mud therefrom. And if any ship or other vessel aforesaid shall [540] or do without leave as aforesaid come into such public slip in which

the said mud machine and scow shall be so employed the Master, owner or person having charge of such ship or other vessel shall forfeit and pay as a Fine Twenty five Dollars—And Further that if the Master owner or person having charge of such ship or other vessel which shall be in such public slip in which the said Mud Machine and Scow shall be so employed as aforesaid shall and do neglect or refuse to remove such ship, or other vessel from such public Slip when thereunto required by the said Superintendant of Scavengers he shall forfeit and pay as a Fine twenty five dollars for every twenty four hours, and in that proportion for a shorter or longer time such ship or other vessel shall be and remain in such Slip.

And be it further Ordained that nothing in this Ordinance contained shall vacate the appointment of the present Street Commissioner

Resolved that Stephen Hitchcock be and he is hereby appointed Superintendant of Scavengers under the said Ordinance

The board received from Anth^{y} Dey Esquire accounts Current of the fines received by him during the five quarters ending the first of November last Ordered that the balance coming to the board from the same be paid to the Chamberlain

[541] The petition of Daniel Nash and others stating that an additional Inspector of Lime is much wanted, and that such appointment may be conferred upon the said Daniel Nash was received and the consideration thereof postponed.

The Street Commissioner to whom was referred the petition of Christopher Mildeberger and others reported that having carefully examined the well mentioned in said petition he directed it to be supported with timber which has been done. the well repaired in the weak parts of the wall, and thoroughly cleaned out to the satisfaction of the concerned.

The Street Commissioner to whom it was referred to ascertain whether it would be proper that so much of Pecks Slip should be filled in as will make the Street on the west side range on a line with the bulk head from the head of the Slip—Reports—That he is of opinion that the Slip should not be filled in as contemplated in the reference. That the repairs now undertaken to the Slip will be much less expensive, and for many years to come answer all the purposes intended

New York Jan^{y} 27. 1803. All which is respectfully submitted

Joseph Browne. S^{t} Commiss^{r}

A petition from a number of inhabitants of this City praying that a fire Engine may be placed near the Greenwich market was received and referred to the Engineers.

The petitions of John Van Zandt for the office of Superintent of Carts—Of Peter C Schuyler and Elias W. Nexsen for the office of Guager, and of John Underwood for the butchers stand N° 8 Fly market, were severally received and postponed.

[542] The Board, proceeded to consider the communication of John Broome Esquire, and others relative to petitioning the Legislature of this State at their present Session for certain amendments to the Charter of this City. Alderman Barker Submitted. The following Resolution, to wit.

"Resolved that this board concur in opinion with John Broome Esquire and others in their memorial presented to the board on the 17th instant in the extension of the right of Suffrage in the Election of Charter Officers in this City, and that the said Election ought to be by ballot. And that this board will make the necessary application to the Legislature the present Session to obtain the same as far as they on mature deliberation shall deem it expedient."

Mr Riggs offered the following Resolutions as a Substitute for that submitted by Ald: Barker—to wit.

"The Common Council of the City of New York having taken into Consideration a communication made to this board the seventeenth day of January One thousand eight hundred and three by John Broome and others as a Committee appointed by Some of the inhabitants of this City respecting an application to the Legislature to alter the Charter thereof—And also sundry Resolutions passed at a public meeting in relation to the said application to the Legislature, and the alterations contemplated to be made in the Charter, and having maturely reflected upon the same, And the Common Council having further [543] attentively considered the question at large whether it is necessary or expedient at present to have the charter of this City altered by the Legislature. the Board do not perceive that any reason has been, or can with propriety be offered for any alteration now taking place, founded on, or supported by considerations of public utility, or from an apprehension that the essential interests of the City will suffer from the lawful exercise of the present chartered rights and franchises of the Citizens.

It is perhaps inexpedient for the Common Council at this time to express any opinion as to the motives of those who appear solicitous to obtain alterations in the charter or to animadvert upon the means

which have been used and are now pursuing to accomplish their views. Suffice it to say—that experience sufficiently evinces not only the inutility but real danger to be apprehended from frequent and important changes in Constitutions. laws and charters and the evils will be incalculable whenever such changes are the offspring of political party differences, or dictated by the ambition of individuals

Therefore resolved that this Board deem it inexpedient at present to take any steps or to concur in any measures for the purpose of procuring any alterations in the charter of this City

Resolved that the Mayor, or Recorder furnish a Copy of the preceding to the committee who made an application to the Common Council on the seventeenth day of January one thousand eight hundred and three, respecting an application to the Legislature for altering the charter of this City"

A division being taken upon the aforegoing [544] Resolutions, the same were passed, as follows.

For the Affirmative

Alderman	Brasher	Mr	Morris
"	Van Zandt	"	Stevens
"	Oothout	"	Bogardus
"	Bogert	"	Le Roy
"	Ritter	"	Riggs

In the Negative

Alderman	Minthorne	Mr	Crolius
"	Barker	"	Brevoort

The following petition to the honorable the Legislature was also read and carried by the same division.

To the honorable the Legislature of the State of New York in Senate and Assembly convened

The Mayor Aldermen, and Commonalty of the City of New York in Common Council convened most respectfully represent

That the Common Council have through the medium of the newspapers printed in the City of New york and otherwise been informed and have reason to believe that certain persons in the City of New york have had meetings in order to concert measures to prevail on the Legislature at their present Session to interpose by law and [545] alter the Charter of this City, thereby essentially to vary the rights and privileges of the free holders of the said City as the same now are and of right ought to be enjoyed and exercised

The Common Council cannot but flatter themselves with a hope

that the Legislature will not only discern the danger but impropriety of taking away the chartered rights and priveleges of the City of New York without the Concurrence of the Common Council who represent the body corporate and are charged with the preservation of its rights and privileges

The Common Council deem it unnecessary to go into a detail of the measures which there is reason to believe are and for some time past have been pursued to prevail on the Legislature to interfere in this business even without the Sanction or concurrence of this Board Much less do the Common Council think it expedient to express any opinion as to the motives which may actuate individuals in their attempts to effect this purpose. Whatever may be their intentions or the measures pursued by them the Common Council cannot persuade themselves that a view of the past will induce a belief that any such alterations in the charter as they have reason to believe are now sought after by the promoters of those meetings will be attended with beneficial consequences. Perfection in human institutions is not to be expected. And no Law or Charter is likely to be deemed faultless by every one who may be affected thereby. but frequent, and important changes ought not to be considered as the least of the Evils which may be experienced by the Community. It is more than half a century since [546] the charter of the City of New york was granted, and under the provisions therein contained the City has not only encreased in size and population but under the fostering care of the Magistrates improvements both useful and ornamental have been made from time to time, and are still progressing. The revenues of the Corporation have been increased, and the rising Commerce of the City so interesting to the State at large, and which equals or perhaps surpasses that of any City in America may be ascribed in some degree to the Salutary regulations contained in, and authorized by the present Charter

The Common Council beg leave further to state that as often as they shall discover important defects in the Charter they shall deem it their duty to Communicate the Same to the Legislature and ask their aid in providing a remedy for the same. But the Common Council are of opinion that at present legislative interference with the Charter is at least unnecessary, and therefore hope that in the opinion of the Legislature it will be deemed altogether improper

[547] Alderman Barker gave notice that at the next meeting of the Board he intends to move for a reconsideration of the said petition

*A motion was made to rescind the twenty third article of the rules and orders of this board. Ordered that the consideration thereof be deferred until the next meeting

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts to wit

Isd Warrts

Nos 372.	To the Editors of the American Citizen for advertising...	$42.
371.	To the Editor of the Evening Post Ditto ...	37.50
373.	Peter Field, for winding & attending Public clocks.....	50.
374.	Richard Furman for glazing and repairing Lamps.....	113.54

[548] In Common Council. January 31. 1803

Present Edward Livingston Esquire Mayor
John B Prevost. Esquire Recorder

Joshua Barker	Esquires Aldermen	Jacob Le Roy
Mangle Minthorne		Ebenezer Stevens
John Bogert		Henry Brevoort
John Oothout		Clarkson Crolius
Philip Brasher		Andrew Morris
Wynant Van Zandt junr		Caleb S Riggs
		Robert Bogardus

Assistants

A petition from Thomas Winship and William Kline praying liberty to exchange butchers stalls was referred to the Market Committee

The petition of Abraham Hyatt praying to be excused from a fine on account of having sold a Turkey he had purchased in the market was granted on account of the petitioners ignorance of the law against forestalling, and it was Ordered that the Attorney of the Board be directed not to proceed against him.

[549] The inspector of bread having reported favorably with respect to the petition of Anthony Ravil to be relieved from prosecution for not marking his bread agreeably to the late ordinance of this board. The said report was accepted. and it was Ordered that no proceedings be had against the said Anthony Ravil on that account.

The Assessors for filling in Cortland Street Slip by their letter dated 28. January having represented to the board their opinion that they have done justice in assessing the Corporation on that account. Ordered that the Clerk again return the said assessment with particular directions that they comply with the Law directing the said assessment

The petition of George Hoppel stating that he has been injured by

* Marginal note reads *vid. 417.*—ED.

a fall while attending his business as a Lamplighter was referred to the Superintendant of the Alms house

A Certificate from Jacob Crocheron assessor of the first ward stating some Errors in the assessment was referred to the Comptroller

The Comptroller to whom was referred the petition of William Wright and Robert Buchan praying that the interest on the monies due by them as securities for Moses and Daniel Coe may be remitted to them having reported favorably to the petitioners. It was Ordered that the board in consideration of the hardship of the case remit the said interest

A Memorial from the Clerk of the board requesting [550] that a Committee may be appointed to ascertain and report what sum will be a suitable compensation for his services was referred to the Recorder. Alderman Van Zandt & Alderman Oothout.

Robert Parkison was appointed a Fireman to Company No 9 in the stead of Samuel Doughty resigned.

A petition was received from Jasper Stanton to be appointed a Measurer of lime. Ordered that he be appointed to that office.

The Committee appointed to inquire what is the present number of Weighmasters. Measurers of grain. Lumber. lime and Coal. also Inspectors of Wood. City Surveyors &c.

Report the following to wit.

Weigh masters

Daniel Kemper	David Gardiner
Fletcher M Beekman	Nicholas G Carmer
Isaac Stoutenburgh	

Measurers of grain

Joseph Burrows.	James Wendell
Dennis Striker	Joseph Meeks
Robert Quin	Joseph Earle
Samuel Arnet	Patrick McGuire
[551] Thomas Pinckney	William Cumming
Jacob Mott	Aaron Howell
William Walmsley	William Terry
Luke C. Quick	Thomas Dick
John Cameron	William Samplen
Samuel Bleecker	Frederick Maybee
William Ballard	Daniel Lawrence
James Mills	William Pearsall
Andrew Hagerman	John Wright
Charles Titus	George Harsen
Robert Sickles	Benjamin Clark

Measurers of Timber and Boards.

Jeremiah Marshall	Nicholas Carmer
Thomas Ogilvie	Daniel Dodge

Measurers of Lime

Uzziah Codington	William Heyer
Abraham Van Gelder	

[552] Measurers of Charcoal

John Vark	David Love

City Surveyors.

Evert Bancker	Charles Loss
Benjamin Taylor	Joseph F Mangin

City Guagers.

Frederick Weissenfels	John Herttell

Inspectors of Wood

Cornelius Voorhis	stand.	South side of Gaines dock to the State prison.
Matthew Redett	do	upper side of Rhinelanders Dock, and Dennings bason
Thomas Eagles	do	Burgers wharf, and Rhinelanders bason
Henry Crum and Martin Cregier	do	Corporation Bason. and up to Burgers wharf.
Magnus Garrett	do	Albany, and Col Varicks Bason.
Hercules Mulligan	do	White hall, Exchange slip to Delafields wharf
William Allen and John Vandenbergh	do	Coenties Slip including the middle Pier
David Cook	do	Old Slip, Coffee house Burling & Beekman Slips
James Black	do	Pecks Slip
[553] James Johnson and Nicholas Beekman	do	James & Catharine Slips
William Crum	do	Rutgers Slip

The following persons formerly measurers of grain have not been reappointed. to wit

James Hearn	Not taken out his former warrant.
Thomas Bushfield, Andrew Norwood, Daniel Van Antwerp	Now employed in the Custom House

Your Committee are of opinion that one Weighmaster Two measurers of grain. one Measurer of Lime and one city Surveyor may be added to the number now in Commission. All which is submitted by

New york 31. January 1803.

John Bogert
Rob^{t} Bogardus
Eben: Stevens

Thomas Bartow and Daniel Van Voorhis } were appointed Weighmasters

Charles Gardner
Samuel L Page
Joseph Brown junr and Stoutenburgh } were appointed Measurers of grain

Samuel Stilwell was appointed a City Surveyor.

An application from George Lewis admr of James Lewis stating that he is a Creditor to the estate of Thomas Smith under the administration of Daniel Phœnix Esqr City Treasurer requesting that the balance of money in [554] Treasurers hand may be paid to him. Ordered that such application be referred to the Chamberlain and Counsel of the Board. & that the former furnish the latter with the state of facts. The Clerk of the Board was likewise directed to request the opinion of the Counsel how far in such cases the Corporation is bound, or authorized to pay the amount of intestate Estates to Creditors.

Alderman Barker having submitted to the board a motion that the petition agreed at the last meeting to be presented to the Legislature against altering the charter be reconsidered and having called a division upon the said motion. it was lost in manner following.

In the affirmative

The Recorder	Mr Brevoort
Ald: Barker	Crolius
Minthorne	

Negative

Ald: Bogert	Mr Le Roy
Oothout	Stevens
Brasher	Morris
Van Zandt	Riggs
	Bogardus.

[555] Resolved that the memorial to the Legislature on the subject of an application for alterations in the Charter of this City. pass the Common seal. and that one copy thereof under the Common Seal be transmitted to the President of the Senate. and another to the speaker of the house of assembly. and at least one other Copy to the Members of the assembly from this City.

Ordered that the American Citizen be discontinued as one of the advertising papers of the board. and that the Comptroller be authorized to make a contract with the Morning Chronicle.

Resolved that a petition be presented to the Legislature for a renewal of the Act investing the Corporation with adequate powers in

certain cases relating to the health of this City which expired in March last. And that the Clerk prepare and transmit such petition together with a Copy of the said Bill without delay.

Ordered that the Comptroller and Street Commissioner be directed to make out and report a proper table of fees to be received by the City Surveyors.

Ordered that the Street Commissioner be authorized to treat with the proprietors of ground through which Broadway is intended to pass, until it unite with the main road near the three mile stone

Ordered that the Street Commissioner direct that all the Streets on the ground commonly known by the name of Delancey's ground be opened as soon as possible.

Alderman Barker. gave notice that at the next [556] meeting of the Board he intends to present his reasons for disagreeing to the petition to be presented to the Legislature at their present Session against certain alterations in the Charter of this City.

Ordered that the Office of Inspector of Streets be and the same is hereby vacated from and after the first day of March next.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts to wit

Is[d] Warrts

No[s] 375.	Hugh Gobel City Watch	$155.31
376.	Magnus Beekman Do	155.31
377.	William Van Wart do	213. 6
378.	Nich[s] Lawrence do	213. 6
379.	Tho[s] Hazard lighting & cleaning Lamps	243.94
380.	David Marshal keeper of Potters field	51.25
381.	United States tax on sundry Lots	13.90
382	Nich[s] Carmer in advance for public repairs	1000.

[557] In Common Council February 14 1803

Present. Edward Livingston Esquire, Mayor
John B. Prevost Esquire. Recorder

Mangle Minthorne	Esquires Aldermen	Caleb S Riggs	Esq[rs] Assistants
John P Ritter		Henry Brevoort	
Philip Brasher		Andrew Morris	
Joshua Barker		Jacob Le Roy	
John Oothout		Clarkson Crolius	
John Bogert		Ebenezer Stevens	

A representation was received from Uriah Burdge and Daniel Kingsland late Assessors of the Seventh Ward stating that some

Errors are contained in their assessment the same was referred to the Comptroller

An application of Mr Ezekiel Robins stating a balance to be due him as one of the former Commissioners of health was received and the consideration postponed

A petition from a number of Inhabitants, residing near Corlaers hook. requesting that Cherry Street may be regulated until it meets Montgomery Street was received and referred to the Street Commissioner

The Engineers to whom were referred the petition [558] from a number of the Inhabitants of the Sixth Ward praying that an Engine may be placed near the Greenwich Market reported their opinion in favor of the said Petition It was thereupon Ordered that the Engine now at Poughkeepsie be assigned to them, that the Commissioner of public repairs take orders for erecting a new Engine House near Greenwich Market, and that the Alderman and assistant of the ward direct the place where it shall stand.

A petition was received from Henry Smith requesting permission to exchange the stand N° 12 in the Oswego Market. for N° 4 in Greenwich Market, the same was granted.

The petition of Gilbert Van Mater praying the grant of a Water Lot. at Brooklyn, was referred to the Comptroller

An application from several Citizens stating the pernicious tendency of blending Grocers and Tavern Licences was referred to the Committee appointed to confer with the Mayor on that subject

Alderman Barker, Alderman Brasher and. Ald. Oothout } Were appointed a Committee in conjunction with the Comptroller and Street Commissioner to examine the new map of this City now nearly ready to be published and to take such measures as will be the most proper to indemnify this Board and the persons who have executed the same for the Expence that has been incurred.

[559] Resolved that the Street Commissioner take measures to ascertain the division line between the property of the Corporation of Trinity Church. and the Corporation of this City where the same has not yet been done. and that the Comptroller take measures to have all grounds which have been agreed to be made by this board taken out. and the terms if any have been made complied with: if no terms have yet been made to fix such reasonable condition and quit rent as the situations shall respectively merit and report the same for the approbation of this Board.

Resolved that the Comptroller inquire and report to this board what will be proper to be done with all the ground on the North River between high and low water mark* where the same is so situated that no permanent grant can be given for the same on account of its bordering on Leasehold property† and the ground on the Broadway belonging to this board.

The petition of James Reading and John Fitzgerald praying to be released from the balances due on their notes for Butchers stalls was received and referred to the Market Committee

A report from the Comptroller respecting a grant of Water Lots formerly agreed to be made to Simeon & Rem Remsen and John Riker was referred to the Counsel of the Board.

An application from Jasper Ward requesting the Board to pass a Law to fill up South Street, from Pecks Slip to Waltons wharf was received and referred to the Street Commissioner

[560] Peter Targee of the third ward Silver smith, and Charles Trinder of the first ward Carpenter were appointed firemen of Company N° 24 in the room of John Bloodgood and John West resigned.

The last annual account of John Bogert Esquire as Street Commissioner was received with the Report of the Comptroller thereon as follows to wit

"The Comptroller reports that he has examined the annual accounts and vouchers of the Street Commissioner and finds them right, that he has received from the 1 Jan^{y} 1802 to the 1 Feb^{y} 1803. for outstanding debts £383:8. For Manure £5795:7:4, for Contingencies. £90:11:4 And that he retained in his hands from last settlement £567:18:2 that he has expended in the same period for Cartmen £4055:12/9, for Sweepers £303:11:3, for Mud machine £318:14:9, for Inspectors £661:18, For Surveyors £28:8, For Cuylers Lot £39:13:2 for Streets and roads £142:14:1. For Contingencies £509:17:1. There are outstanding debts £467:11:6 and that a balance of £309:4:3 now remains in his hands. All which is submitted.

New york Jany 31, 1803. Selah Strong

It was thereupon Ordered that the said Report be confirmed and that Alderman Bogert be requested to collect the outstanding monies due on the said account, and pay the same together with the balance now in his hands in the City Treasury

* Marginal note reads *Water lots in the Hudson.*—ED.
† Marginal note reads *Broadway Lots.*—ED.

[561] The following Report being received from the Market Committee The Market Committee to whom was referred the several subjects herein mentioned beg leave to Report. That it has hitherto been the policy of this Board to encourage a resort of Country People bringing provisions to the Markets in this City by Land Carriage the Committee are pursuaded that this policy has been attended with the most beneficial effects as supplies in this way not only tend to reduce the price of Provisions but frequently defeat the Injurious practices of forestallers the Committee therefore recommend that no market fees whatever be demanded from persons bringing into this City any provisions in Waggons, Carts or Sleds. Provided the same are vended out of such Waggons, Carts or Sleds in which the same may be brought to this City—The Laws against Forestallers have been for a great length of time but partially executed if not totally neglected whereby the prices of provisions are much enhanced and the Inhabitants generally but more especially the Poor feel its banefull effects. the Committee are of opinion that the Clerks of the different markets ought to be instructed from time to time by the Mayor of this City to be vigilant in the execution of their duty in this particular

The Committee having taken a Survey of the Fly markets with a view to recommend additional shelter from the Rain and Sun to be provided for Women and others who dispose of Vegatables find it impracticable owing to the space being very narrow between the eves of the Markets and the opposite houses any further extention would prove distructive in cases of Fire, the Committee however recommend that the [562] Mayor direct the Clerk of the Market to make a more convenient disposition of the several Stands by obliging many green Women who occupy the lower parts of the Fly Markets to remove nearer to Pearl Street. by this arrangement they would have more Room and the Country people from Long Island be better accomodated

The Committee view with concern several Petitions from Butchers praying for leave to sell and change their different Stalls and stands. if the practice of trafficking in stalls and stands is permitted generally it will in the opinion of the Committee be attended with Injurious consequences. but whenever the board think proper to grant this permission the most conclusive evidence ought to be produc'd in order to satisfy their minds of the propriety and Justice of the measure. All which is submitted to the consideration of the Board

New York Feb^{y} 7th 1803

John Oothout
Philip Brasher

Ordered that the Consideration thereof be postponed

It was ordered that the Assessors appointed by the late ordinance of this Board for paving and regulating Bayard Street be directed to make a supplementary Assessment to contain the true names of the owners of such Lots as have not contributed or been properly rated in the former assessment.

Ordered that the Clerk be directed to furnish the Assessors appointed in the Ordinance for filling in Cortland Slip with a Copy of the resolution of this Board upon the Petition of Beach and Bussing in consequence of which the said Ordinance was passed and also to inform them that it is the direction of this [563] Board that they render their Assessment strictly in compliance with the Ordinance

Alderman Barker having laid before the Board the reasons of the minority of the same for dissenting from the resolution and petition adopted in relation to altering the Charter of this City as it respects the qualifications of the electors of Charter Officers upon the question being taken whether the Clerk shall enter the same on the Minutes, the same was lost as follows, to wit.

Affirmative	Negative
Aldm Minthorne	Aldm Ritter
Aldm Barker	Aldm Brasher
Mr Brevoort	Aldm Oothout
Mr Crolius	Aldm Bogert
	Mr Riggs
	Mr Morris
	Mr Le Roy
	Mr Stevens

The Street Commissioner to whom was referred the Petition of Doctor Nicholas Romayne Reported as follows, to wit,

To the Hontle the Mayor Aldermen and Commonalty of the City of New York in Common Council convened. The Street Commissioner to whom was referred the Petition of Nicholas Romayne Reports

That to determine the best disposition of the Streets from Montgomery Street to Corlaers Hook it became necessary to cause a Survey to be made thereof, which is herewith presented to the Board nearly all the Ground in question was formerly part of the Estate of DeLancey and was sold by Commissioners of Forfeitures, conformably to a map made thereof [564] by Mr Banker. The General Map of the City as lately made by Messrs Goerck and Mangin does not correspond with that of Banker and in consequence a question now arises which of the two ought to be adopted: The red lines in the Survey

are the Streets as laid down in the general Map which make the Blocks and house Lots nearly square an arrangement certainly to be desired, but unfortunately it deviates so much from the Streets as laid down by Banker that the adoption of it would create great dificulties from its total derangement of a great number of the Lots as sold by the Commissioners which are now owned by a variety of proprietors, under these circumstances the Street Commissioner is induced to recommend that Cherry Street be continued by a diagonal line to meet Garden Street, and that its wedth be gradually deminished from 60 to 50 feet between the intersection of Montgomery and Ferry Streets That Lombard Street be continued in the same way untill it meets Middle Street and that its wedth be gradually increased between the said intersections from 40 to 50 feet. That Bedlow Street be continued in the same Way to high Street gradually increasing in wedth from 45 to 50 feet between the intersections aforesaid. That Harman and Henry Streets be continued the same courses they now run and of their present width untill they intersect Grand Street—All which is respectfully submitted

New York Jan^{y} 27, 1803. Joseph Browne
S^{t} Comm^{r}

Ordered that the said Report stand confirmed and that the Street Commissioner take measures to procure a cession of the Ground according to the plan thereof

[565] It was Ordered that the Committee lately appointed to divide the City into proper Watch districts be discharged. And that the Recorder M^{r} Morris and M^{r} Riggs be and they are hereby appointed a Committee to revise the late Ordinance respecting the City Watch

Ordered that the Comptroller be directed to settle the Accounts of the Commissioner of Public repairs and to report thereon at the next meeting of the Board

The Comptroller and Street Commissioner to whom it was referred to enquire into and report a proper compensation for the City Surveyors. Reported as follows to wit.

To the Honorable the Mayor Aldermen and Commonalty of the City of New York. The Comptroller and Street Commissioner to whom was referred to enquire into and Report a proper Compensation to the City Surveyors.

Report

That in addition to the Law to regulate Surveyors in the City of New York the following clauses are recommended, viz. And be it

further ordained that whenever the Surveyors or either of them shall be employed by order of the Common Council to take a Survey they shall have and receive at the rate of four Dollars ℔ Diem for the same, and also the Sum of one Dollar ℔ day shall be allowed them for an Assistant when an assistant be necessary. That a Protraction or Profile of the Survey so taken shall be delivered to the Street Commissioner, and no extra or further compensation shall be allowed therefor.

And be it further ordained That for taking a Survey for the purpose of regulating and paving Streets the said Surveyor or Surveyors shall have and receive [566] at the rate of four Dollars for each hundred feet, so to be paved or regulated, including the numbers and breadth of the Lots, the name of the owners and occupants of the same and a profile of the said Street, which Sum shall be charged in the Assessment of the Street so to be regulated or paved. All which is respectfully Submitted

Joseph Browne
New York Febʸ 7th 1803 Sᵗ Comʳ
Selah Strong

Ordered that the said Report be confirmed

The following Report was received from the Comptroller—The Comptroller begs leave to State to the Board that there is a piece of the Common Land of about 8 Acres, which lies at the Junction of the middle and Cross Roads near Doctor Bridgen which was reserved for Public uses and not sold at the Sale of the other Common Land. This Land is very much injured by certain persons digging and carrying away the turf and Soil and making large holes in the Ground. if this practice is pursued it will almost ruin the Land, there is no other way to prevent it but to inclose it in fence at the expence of the Corporation or to lease it to some person that will enclose it. The Butchers have offered to enclose it for Pasture and give $50 per Annum, provided the Corporation will give a Lease of seven Years upon it There is also another piece of Land of about the same quantity laying near Mʳ Lilburnes which would bring near the same Sum. as this Ground is not likely to be wanted for the purposes for which [567] it was reserved within 7 Years it is recommended to lease it for that term.

Febʸ 14 Selah Strong

Ordered that the consideration thereof be postponed

The Board having visited the Bridewell and Alms house find the same in good order. It was thereupon Resolved that Richard Furman Esqʳ the Superintendant of the Alms house deserves the commendation

of the Board and the gratitude of the Public for his care and Judicious arrangement in the Comfortable provisions made for the different classes of poor under his Care and superintendance in the Alms house

The Superintendant of the Alms house to whom was referred the Petition of R^d Riker Reported as follows. The Superintendant of the Alms house to whom was refer'd the Petition of Richard Riker Esq^r relating to his being surety in a Bond to the Commissioners of the Alms house and Bridewell for the Support of a Bastard child and praying to be released from any further payment in Consequence thereof

Reports, That on examination he finds the facts stated in the Petition to be substantially true, but forbears giving an opinion on the propriety or impropriety of exonerating the Petitioner from his engagement agreeable to the prayer of his Petition, but begs leave to mention to the Board that there are several more in nearly a similar situation who have equal claims to be exonerated with the Petitioner All which is respectfully submitted

Feb^y 14 1803. Rich. Furman

Ordered that the prayer of said Petition be rejected

[568] Resolved that Arthur Smith be appointed Foreman to the Engine directed to be placed near the Greenwich Market and that he be authorized to raise a Company for the same.

The Account of the Superintendant of the Alms House was received for the last quarter together with the Comptrollers Report thereon as follows to wit.

These are to certify that I have examined the Books and Vouchers of the Sup^t Alms house and Bridewell for the quarter ending Jan^y 31, 1803, and find them correct—That there has been expended for the support of the Alms house and Bridewell the Sum of Eleven thousand nine hundred and sixty eight Dollars ninety three Cents. That there has been received in the same period the Sum of Nine thousand five hundred and eighty two Dollars fifty and one half Cents, and that there is now due the Superintendant a Balance of Two thousand nine hundred and forty six Dollars twenty seven an[d] [one] half Cents
New York Janu^y 31, 1803 Selah Strong

The Recorder, Ald^n Barker and M^r Bogardus were appointed a Committee to enquire into the propriety of establishing a New Work house and to Report thereon by the next meeting

Ordered that the Mayor Issue his Warrants on the Treasury to pay the following Acc[ts] to wit

isd Warr[t] No 383	Superintendant of Alms house towards support of that establishment	$10,000.
	Hugh Goble City Watch	155.31
	Magnus Beekman Do	155.31
	William Van Wart Do	213. 6
[569]	Nicholas Lawrence City Watch	213. 6
	Mangin & Loss for Surveying	22. 0
	Charles Loss Do	22.50
	Mangin & Loss Do	38.50
	Justices of the Justices Court for their Attendance to the first Instant	456.

In Common Council, February 21, 1803.

Present. Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

Wynant Van Zandt Junior		Jacob Le Roy
Philip Brasher		Caleb S Riggs
John Oothout		Henry Brevoort
Joshua Barker	Esquires Aldermen	Clarkson Crolius — Assistants.
Mangle Minthorne		Robert Bogardus
John P Ritter		Ebenezer Stevens
John Bogert		Andrew Morris

An assessment was received for filling in Cortland Slip. Ordered that the same be confirmed, and that William Browne be appointed to collect the same.

An application was received from Smith Fisher praying this Board to allow him a Horse, Cart, and Cow Ordered that the same be granted

[570] A petition from proprietors of Lots in Harrison and Staple Streets praying that the same may be paved and regulated was received. Ord. that the same be referred to the Street Commissioner with directions that he report the Condition of Hudson Street

Applications from Charles Weatherspoon, Matthew Byrne, Peter Pleyer, William Bond, and William Nelson, for Butchers stands were received. and referred to the Market Committee

The several petitions of John Paine; Hercules Mulligan Garret Heyer and Jacob Tabele for the office of Wood Inspector in the place of Martin Crygier deceased being received. The Board appointed Jacob Tabele to the said Office

The petition of a number of inhabitants of the Bowery lane pray-

ing the Board to pass an Ordinance for making a Turnpike road from Bullock Street to the forks of the Bloomingdale Road was referred to the Street Commissioner together with the Ordinance lately passed on that subject.

The petition of a number of Inhabitants requesting this Board to direct a Communication to be made between the lower end of Fair Street to Beekman Slip, and from thence to Water Street was referred to the Street Commissioner

Resolved that the Street Commissioner be [571] directed to inquire whether the water right belonging to —— De Peyster can be obtained for the purpose of widening the new Slip

The City Treasurer and Counsel of the Board to whom were referred the application of George Lewis administrator of James Lewis deceased for a balance of money formerly in the hands of the City Treasurer as administrator of Thomas Smith deceased under the Act concerning administrations in the City of New york and since paid to the Board. Reported that they have considered the claim of the said George Lewis, and are of opinion that the same is well founded and that the said Balance amounting to $84 $^{57}/_{100}$ should be paid to him. It was thereupon Ordered that the said report be confirmed and that the Mayor issue his Warrant for the same accordingly.

An application of M^{r} Hugh Gaine for the grant of Water right opposite his property near M^{r} Lispenards. was referred to the Comptroller.

The following opinion of the Counsel of this Board upon certain points referred to him relative to the administration of Intestate Estates by the City Treasurer was received and read, to wit

After perusing those Sections of the act, relative to the Court of Probates, the Office of Surrogate, and the granting of administrations" which concern the Estates of persons dying intestate in the City of New york in cases where the chamberlain is authorized to administer.

I am of Opinion

1st [572] That if a Creditor appears after a Balance is paid to the Corporation and before they have parted with it that they will be answerable to such person, as far as the property will extend. This I think results from a fair construction of the Statute which I think could never have intended to divest Creditors of their Rights. And though the words may seem more peculiarly adapted to the Case of Persons having a residuary interest, I should be of opinion that they will also comprehend the Case of Creditors.

2ndly I am further of opinion that the Corporation will be answerable to the widow and next of kin for the surplus of the Estate, in like manner as the legal administrator would have been

3dly I think that the Corporation should require the Bond specified in the 17th Section of the Act concerning Executors and administrators and the distribution of Intestates Estates. in all cases where they direct the Surplus of the Estate to be paid over to any person claiming the same, unless the sum may be too small to require that precaution

Rich. Harison

New york 12 Febr 1803

The Committee appointed to inquire and report upon the propriety of establishing a new work house in this City presented a Report upon the subject together with the draft of a petition to be presented to the Legislature it was thereupon Ordered that the consideration thereof be postponed until [573] Thursday next, and that the Committee be requested in the meantime to draft a bill and report the same to the Board.

The Chairman of the Building Committee presented to the Board an Estimate of the prices of Marble and Stone of various qualities for the front of the new City hall Ordered that the consideration thereof be postponed until Thursday next.

Ordered that the Clerk prepare a conveyance from the heirs and Representatives of the late Alderman Bayard to this board of such parts of his Estate as are intended for Streets And that the Street Commissioner procure a proper map to be attached to such Deed.

Resolved that Alderman Bogert, Alderman Oothout and Mr Stevens be and they are hereby appointed a Committee to consider and report the best mode of supplying public Buckets at an early period of Fires, and the most suitable places to deposit the same.

The aforesaid Committee having reported upon the subject it was Resolved that the Engineers report to this Board at its next Meeting whether any addition of Fire Buckets is necessary, and if necessary how many? And that the said Resolution and report be referred to the Engineers.

Judson White N° 148 Water Street, Stephen Clay, N° 73 Nassau Street and William McKenney Junior Stone Cutter Rector Street were appointed Firemen to Engine N° 5 in the place of Caleb Pell, Nathaniel Sturges and David. D. Duscal

[574] Thomas Brush applied to the Board to be appointed an additional Inspector of Wood within the Limits assigned to William Crum, and produced the consent of the latter to that measure Ordered that the consideration of the application be postponed.

Ordered that the Commissioner of Public repairs be directed to fence the two Lots of Land in the Commons, mentioned in the Comptrollers report made at the last Meeting of the board with posts and rails

A petition was received from John V. Brevoort praying the appointment of a City Guager. Ordered that the Consideration thereof be postponed.

The Comptroller having in pursuance of the Order of this board examined the accounts of N. Carmer Commissioner of public repairs, reported that he finds the same to be correct and that the balance of $994.62 is due to him.

Ordered that the Mayor issue his Warrants on the Treasurer for the following Sums, to wit

Issd Warrts		
No 392.	N Carmer, the balance of his account.....	$994.62
393	N Carmer in advance towards public repairs.....	500
[575] 394.	Ezekiel Robins for balance due him as late Comr of health office	100.
395	Richard Harison Esqr his salary as standing Counsel of this board to 1 Septr 1802.....	500
396.	Thomas Mitchill a quarters Salary as Ast Doorkeeper and Messenger	60
397.	John McCombs, filling in part of the Street opposite the New Methodist Meeting.....	30.

In Common Council, February 24, 1803

Present. Edward Livingston Esquire Mayor.
John B Prevost Esquire Recorder

John Oothout		Clarkson Crolius
Philip Brasher		Caleb S Riggs
John P Ritter	Esquires	Henry Brevoort
Wynant Van Zandt junr	Aldermen	Ebenezer Stevens
Mangle Minthorne		Robert Bogardus
Joshua Barker		Andrew Morris
John Bogert		

Assistants.

The Committee appointed to examine and report upon the propriety of establishing a new work house in this City having reported a petition and also the draft of a Bill to be presented to the Legislature upon that Subject [576] it was moved to postpone the considera-

tion thereof until two weeks from Monday next a division being called upon the said motion by the Recorder the votes thereon were equal as follows.

Affirmative	Negative
Alderman Oothout	The Recorder
Van Zandt	Alderman Brasher
Minthorne	Ritter
Bogert	Barker
Mr Riggs.	Mr Crolius
Brevoort	Stevens
Morris	Bogardus.

Whereupon the Mayor gave his casting Vote against the postponement.

On motion of Alderman Brasher, Ordered that the consideration of the said Report and petition be postponed until Monday next.

The Engineers of this City to whom were referred the Report of the Committee respecting an additional supply of Fire buckets to be deposited in different places in this City, having reported in favour of such Measure upon considering the subject, the said Report was rejected.

The Board having proceeded to the consideration of [577] Mr Riggs's resolutions respecting the new City hall,* Ald. Brasher moved the previous question which was carried.

Ordered that the consideration of the Estimate of the prices of different materials to be used for the front of the new City hall, and presented by the Building Committee be postponed until Monday next.

In Common Council, February 28, 1803.

Present. Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

John Oothout	Esquires Aldermen	Andrew Morris	Assistants
Philip Brasher		Henry Brevoort	
Wynant Van Zandt Junr		Jacob Le Roy	
Mangle Minthorne		Ebenezer Stevens	
Joshua Barker		Caleb S Riggs	
John Bogert		Clarkson Crolius	
John P. Ritter		Robert Bogardus	

A petition of Adam Bennet for a Butchers stall was received and referred to the Market Committee

[578] A petition of William Bayard Esqr requesting the grant of a

* Vide Minutes of December 27. 1802

water right opposite to his property at Greenwich was referred to the Comptroller

Abraham Quick of upper Read Street Painter, James Varick N° 33 Pearl Street Baker, William Gillespie of Broad Street Carpenter and James Dow of N° 7 Jacob Street Painter were admitted Firemen to Engine N° 3, and Joseph Wentworth of Vesey Street Painter of Engine N° 14 in the room of Joseph Earl resigned.

Silas Lawrence Shoemaker N° 4 Peck Slip, John L Cock of N° 302 Pearl Street Store keeper, James Bennet N° 9 Peck Slip Copper Smith, David Fowler N° 21 Mulberry Street Cartman and William Waring N° 312 Pearl Street, Store keeper were appointed Firemen to Company N° 25 in the place of Tunis Riker, Robert M Thomson, William Hardenbrook Jun^{r} Charles Buxton and Cornell Willes.

Frederick Weissenfel one of the City guagers having presented a resignation of his office Ordered that the same be accepted, and that John V Brevoort be appointed in his stead.

The Treasurers monthly account, was received, and filed.

[579] Petitions were received from a number of inhabitants of this City residing in the neighbourhood of the new slip praying that the same may be widened together with a report of the Street Commissioner stating that a M^{r} Scofield who has lately purchased the lot of M^{r} Depeyster necessary for that purpose does not wish to part with the same. Ordered that the same be referred to the Alderman and Assistant of the fifth ward together with the Street Commissioner

A representation from a number of Peace Officers respecting the custody of Prisoners in the night time before they are Committed was referred to the Committee appointed on the subject of the City Watch

The Street Commissioner to whom was referred the petition of Jasper Ward for filling in the Lots between Pecks Slip and Waltons Wharf to the permanent line reported that the proprietors of the other Lots are averse to the measure, and that it is not expedient at present to grant the prayer of the said Petition Ordered that the said Report be confirmed

Resolved that the Alderman from each ward, procure from the Fire wardens in his ward without delay, a return of the number of Fire buckets now in each House in their respective wards, and those which are deficient, and the names of those who ought by Law to furnish them, when they are deficient to the end that they may be dealt with as the Law directs

The appointment of James J Myers as Firewarden in the sixth

ward was rescinded, and John P. Groshon [580] and George Ireland were appointed Firewardens in the said ward.

The Street Commissioner
The Comptroller
Alderman Van Zandt
Alderman Bogert and
Alderman Barker

Were appointed a Committee for the purpose of making such reservations for public slips and Basons as will be necessary for accommodating the river boats.

Ordered that the Street Commissioner be directed to ascertain the terms on which the Board can obtain a cession from Mr Quackenbos and others (and others) for the land necessary to the completion of Leonard Street

The Committee appointed to consider and report upon the propriety of establishing a new work house in this City having reported the draft of a petition and Bill to be presented to the Legislature upon that subject Mr Riggs moved that the consideration thereof be postponed until the first Monday in December next. Alderman Brasher called a division thereupon, and the said motion prevailed in manner following to wit

Affirmative

Alderman Oothout	Mr Morris
[581] Van Zandt	Brevoort
Minthorne	Le Roy
Bogert	Stevens
Ritter	Riggs

Negative

The Recorder	Mr Crolius
Alderman Brasher	Bogardus
Barker	

Mr Bogardus moved for a reconsideration of the Comptrollers report upon the petition of John P. Ryerss which was formerly rejected by a board, and upon such reconsideration being had the board adhered to their former determination

An application from Thomas Buckley for a water grant in rear of his store in Front Street, was received and referred to the Comptroller

Whereas a Boat now lying under Water at Catherine Slip Ferry stairs, the owners thereof not being in a situation to remove the same. Resolved that Mr Carmer be directed without delay to cause the said Boat to be removed to some convenient place higher up the Eastern shore

[582] The Comptroller to whom was referred the application of Joseph Corre reported thereon as follows to wit.

That Mr Corre is not willing to allow more than £40 per annum for a lease of the House and Lot at the corner of Pearl and State Streets which in his opinion is insufficient. that other applications have been made for the property and that in his opinion £50 per annum can be obtained. Ordered that the said report be confirmed and that the Comptroller be authorized to let the premises from year to year.

The following Ordinance to prevent Dogs from running at large was passed, to wit,

Be it Ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council convened that if any Dog or Dogs shall after the fifth day of March next be found at large within any Street lane road or highway within this City. the owner or possessor of every such dog shall forfeit and pay the sum of Twenty five Dollars to be recovered in any Court having cognizance thereof with costs of suit

[583] And be it further Ordained that the Attorney of this Board shall be authorized after the recovery and receipt of any penalty under and by virtue of this Ordinance to pay over to the person who shall give the said Attorney such information of any offence against this ordinance as shall enable the said attorney to prosecute the offender to Judgment One half of the said penalty so recovered and received.

The following Report was received from the Comptroller—to wit

*"The Comptroller begs leave to lay the following statement of the water grants on the East River before the Corporation.

The first grants on which any rents are reserved were made in the year 1734, they commence at White hall slip, and extend from the middle of Water Street where low water mark is deemed to be 245 into the River. the rents reserved on these grants is 1/6 per foot. It will be observed that these grants are not made to the permanent Line. there is an additional grant to be made of 155 feet, to the proprietors, from Moore Street to Coenties Slip, the grants extend from low water mark 400 feet into the river or as far as the right of the Corporation extends the rent on these grants is from 3/4 to 8/ per foot. From Coenties to Rutgers Slip, the first grants are all made from Water Street to Front Street being 200 feet, and charged from 1/ to 2/1 [584] per foot. The second grants commence at Front Street and extends also 200 feet into the river or to the permanent line. The

* Marginal note reads *Comptroller's Report on Water grants in East & Hudson Rivers with terms of Lease adopted.*—ED.

most of these grants have been made out from Coenties to Burling Slips. the rent reserved on the second grants is from 3/ to 5/ per foot. To the Eastward of Burling Slip there has no second grants been made. The board will readily perceive the inequality in the prices of the quit rent which gives dissatisfaction to the proprietors. It is therefore desirable that some uniform price should be fixed upon to be the guide on all future grants—In the year 1796 the board determined that in all future grants on the East River the following should be the quit rents reserved, from Coenties to Catharine Slip 5/ per foot, from Catharine to Rutgers Slip 3/ per foot for the first 10 years, 4/ per foot for the second 10 years & 5/ per foot for ever after From Rutgers Slip to Ivers dock 2/ per foot for the first 10 years, 3/ per foot for the second 10 years, 4/ per foot for the third 10 years & 5/ per foot. for ever after. From Ivers Dock to Corlaers hook 1/ per foot for the first 10 years, 2/ for [585] second 10 years, 3/ for the next 5 years 4/ for five years after and 5/ for ever after.

It appears that this determination of the Board has never been acted upon, as there has no new grants been made on the East River since 1792 and only 12 grants since 1775. in consequence of the great increase of the value of property on the East side of the Town it seems reasonable that the Corporation also should derive some benefit therefrom. the value of a water Lot of 25 feet front and 200 feet into the River in a state of nature and without any improvements thereon from the Battery to Catharine Slip is worth at least $2500. It is believed that one per cent would be a very reasonable quit rent to be reserved at that rate it would pay one dollar on each foot if the Board should be of this opinion. the following prices are recommended to be reserved in all future grants on the East River. From the Battery to Catharine Slip, one Dollar, per foot—From Catharine Slip to Montgomery Street, fifty Cents per foot for the first 10 years and one Dollar for ever after—From Montgomery Street to Corlears hook thirty seven and an half cents for the first 10 years, Seventy five Cents for the second 10 years and One Dollar for ever after.

On the North River, the first grants have all been made, from the Battery to Chambers Street, from high to low water mark, and from thence 200 feet into the River. the rents reserved on these grants are from three pence to one shilling per foot. these grants were all made previous to the year 1765 except one which was made to the Episcopal church in 1773. [586] When these grants were made the property was of little value, and the low price of the quit rent charged on them has brought but little revenue to the Corporation. the whole amount

of quit rent on the North river does not exceed 200 Dollars per year. From Chambers Street Northward there has no grants been made but the proprietors of the ground have most of them docked out agreeable to their own discretion and some of them beyond the permanent Line they have been in possession and have had the use of this property for years without any Compensation being made to the public. in the year 1796 the Corporation determined that in all future grants of Water Lots on the North river the following should be the rent reserved. One shilling per foot for the first 15 years and two shillings per foot for the second 15 years and three shillings per foot for ever after. in consequence of the great rise of property also on this side of the Town it is believed that these prices are much too low. Upon the principle proposed on the East side of the Town all grants to be made in future from the Battery to Chambers Street a quit rent be reserved of Fifty Cents per foot for the first 10 years and seventy five cents per foot for ever after—From Chambers Street to Bestaven Killitie 37½ cents per foot for the first fifteen years. and [587] Seventy five Cents per foot for ever after; with respect to the soil between high and low water mark it has been the practice heretofore to sell it at a certain price, but it is submitted to the wisdom of the board, whether it would not be more for the interest of the public & more productive to the revenue to grant this likewise with a reserve of a yearly quit rent; If this method of disposing of the soil between high and low water mark should be adopted the following quit rent appears to be reasonable. a Lot of 25 feet front extending from high to low water mark is worth at least 250 Dollars this was the price fixed upon Lots between high and low water marks on the North River seven Years ago, if the board was to receive 5 per cent interest instead of the principal and that secured by a quit on the premises which would amount to fifty Cents per foot it would be a certain income and add considerably to the increase of the revenues of the Corporation. There is a great deficiency of public Slips and Basons for the accommodation of market boats, and river and coasting vessels. being only two public Basons on the North River and no room for any other, southward of Chambers Street on account of private docks being made out nearly to the permanent line. previous to any new grants being made it would be proper that a Committee be appointed to make such reservations for public Slips and Basons as would be necessary for the accommodation of the River Boats. The Comptroller has delayed making or reporting upon new grants until a statement could be prepared and laid before the Corporation, to have their direction thereon,

and to fix upon some uniform price of quit rent in future [588] Persons are daily applying for grants and as soon as this principle is settled the grants will be made out without further delay. If the Board should be of opinion that the foregoing principles are just and the rent reserved reasonable the following resolutions are offered to carry them into effect

Resolved that in all future grants of the soil between high and low water mark an annual quit rent be reserved of Fifty Cents per foot measuring along the strand or shore

Resolved that in all future grants of the soil under water and beyond low water mark the following quit rent be reserved, on every grant of 200 feet into the River and in the same proportion if the distance be more or less from White hall to Catharine Slip One hundred Cents per foot and from Catharine Slip to Montgomery Street fifty Cents per foot for the first 10 Years and One hundred Cents per foot for ever after. And from Montgomery Street to Corlaers hook thirty seven and an half Cents per foot for the first 10 years and Seventy five Cents per foot for the second 10 years and One hundred Cents per foot for ever after—And on the North River. from the Battery to Chambers Street fifty Cents per foot for [589] the first 10 years and Seventy five Cents per foot, for ever after, and from Chambers Street to Bestaven Killitie thirty seven and an half cents per foot for the first Fifteen years and Seventy five Cents per foot for ever after

All which is respectfully submitted

Feb^{y} 28, 1803 Selah Strong

Ordered that the aforegoing Report. and Resolutions thereby proposed be adopted.

The following resolution being proposed to wit. Resolved that application be made by this board to the Legislature of this State now in Session to alter or amend the Act for the more speedy recovery of Debts to the value of Twenty five Dollars passed the 7th day of April 1801 in such a manner that Justice may be more conveniently obtained. the same was lost in manner following to wit

Affirmative

Alderman Brasher	M^{r} Brevoort
Minthorne	Crolius
Barker	Bogardus
Ritter	

Negative

The Recorder	Mr Morris
Alderman Oothout	Le Roy
Van Zandt	Stevens
Bogert	Riggs.

[590] Ordered that the Mayor issue Warrants on the Treasurer to pay. the following sums—to wit

Isd Warrts

Nos 398	Hugh Gobel City watch	$155.31
399	Magnus Beekman Do	155.31
400	Nichs Lawrence Do	213. 6
401	William Van Wart do	213. 6
402	John S. De lamater a quarters Salary as Street Inspector	125.
403.	Bartholomew Skaats a quarters Salary as Doorkeeper, and Messenger, and sundries furnished the Board	63.50
404	Thomas Hazard for lighting and cleaning Lamps	247.14
405	Richard Furman Esqr Superintend of Alms house for relief of the Out-door Poor	1000.

[591] In Common Council, March 7, 1803.

Present. Edward Livingston Esquire Mayor
John B. Prevost. Esquire. Recorder

John Oothout	Esquires Aldermen	Jacob Le Roy	Assistants.
Wynant Van Zandt Junr		Caleb S Riggs	
Joshua Barker		Clarkson Crolius	
Philip Brasher		Robert Bogardus	
Mangle Minthorne		Andrew Morris	
John P. Ritter		Henry Brevoort	
John Bogert		Ebenezer Stevens	

An application of James Seton who has lately hired Bellevue for liberty to purchase manure for the ground at the expence of this board was referred to the Alderman and assistant of the seventh ward.

The Petition of John Perrin for a Butchers stand was received and postponed.

A memorial from a number of Citizens stating the offensive condition of the starch manufactory of Henry Heiser in the upper part of Broadway was referred to the Street Commissioner

An application from Streatfield & Levinus Clarkson [592] for a water right opposite to ground lately purchased by them from the Trinity church was referred to the Comptroller.

The Committee to whom was referred the report of the Street Commissioner on the subject of the Canal reported as follows to wit.

That having maturely considered the same they are of opinion that under all the circumstances of the case the Canal or Tunnel as in the said report recommended is the only practicable method that can be adopted to produce the desired effect without injuring the health of the City a Survey has been taken of the ground through which the Tunnel ought to be carried, and is herewith transmitted by which it appears that the distance between the two rivers is 104 Chains 40 Links or 6830 feet, and the greatest elevation of the ground above low water is 12 feet 9 inches, that the difference of the time of high water in the two rivers will give a head of water of about 16 Inches every tide to carry off such filth as might have entered the Tunnel.

The Committee have not been able to procure a very accurate estimate of the expence [593] of the Tunnel but it probably will not exceed Eight Dollars per foot on an average or about 54,000 Dollars exclusive of the purchase of some Lots for the purpose of making the Tunnel as short and streight as possible and they recommend that the same extend on a level from the East to the North River one foot above low water mark and whose Internal Diameter shall be six feet in the clear. The Committee therefore beg leave to propose that the plan recommended in this Report be adopted but in order to make such progress as will best comport with a convenience to the expenditure necessary, they suggest to the Board, the propriety of making an open Canal from the Fresh water pond to the North River so constructed as at a future period when that part of the City becomes more settled it may be arched over and form a tunnel. The Committee are in some measure impressed with an idea that it will soon become necessary to fill up the fresh water pond with good wholesome Earth whatever may be the determination of the board on this head the Committee strongly recommend that all the Meadows and low marshy places or Edges of this pond be filled in, and that a bank or mound of Earth be erected around the main Body of this Pond in Order to take off the immense bodies of Stagnant Water which at present surround it.

[594] The Committee further beg leave to state to the board that the grounds near to where the Canal must pass from the Fresh water pond to the North River are fast improving no time ought therefore to be lost in order to obtain a Session or to purchase the necessary soil for the Canal. The Committee entertain strong hopes that whatever steps may be partially undertaken in this business they will embrace

and be directed to the full completion of the whole plan. All which is respectfully submitted. March 6, 1803.

Wynant Van Zandt Jr
J. Barker
Joseph Browne

A petition of the proprietors of Water Lots between the old and Coffee house Slips that the permanent line may be completed was referred to the Street Commissioner

The following Report was received from the Street Commissioner

The Street Commissioner having been directed by a resolution of the board of the 28th Ult° to ascertain the Terms upon which a piece of ground at the intersection of Broadway and Leonard Street, can be obtained, with the [595] view to make Leonard Street of an equal breadth, that is 50 feet, from Hudson Street to Broadway

Reports

That the ground in question belongs to Mr Quackenboss its breadth in front on Broadway is ten feet and extent on Leonard Street one hundred and sixty three feet his lowest terms for the fee of the ground are two thousand dollars, and to remove an impediment occasioned by a lease on part of this ground. Fourteen years of which are unexpired. Two hundred and fifty Dollars.

All which is respectfully Submitted

New York March 7, 1803. Joseph Browne

The Street Commissioner to whom was referred the petition of David Codington and others praying that Harison and Staple Streets may be regulated and paved. Reported as follows to wit. That the prayer of the petition as far as it respects Harrison Street ought to be granted—Staple Street, being only a narrow lane, or alley, and not having been ceded to the Corporation, the prayer of petition respecting it ought not to be granted—The Street Commissioner therefore begs leave to recommend that an Ordinance be passed for the regulating and paving Harrison Street, with two descents, each to be one and [an] half inch. on ten feet, to the intersections of Greenwich and Hudson Streets

The mode at present adopted for paving Streets appears to the Street Commissioner to be illy calculated to have the work well done, he begs leave to offer [596] the following observations—The Assessors appointed to ascertain the quota to be paid by each person interested in the street to be paved, also advertise for proposals for performing the

work, almost invariably the person offering to undertake the same at the lowest price is accepted by the Corporation without estimating his ability to perform the Contract, or appointing any person to determine whether the work has been faithfully performed before the money for the same is paid by the Collector, it must under these circumstances necessarily follow, that the work in general will be very badly performed, and in the course of a short time the same street will require to be repaved. When a street requires to be raised sufficient time is not allowed for the dirt so laid on to be properly condensed before it is paved the consequence obviously must be that the pavement soon becomes very unequal and full of holes. Most of the streets in the City may be adduced as proofs to corroborate the opinion.

The Street Commissioner begs leave to recommend that when a street requires to be raised a sufficient time should be allowed. for the dirt to be well settled before it be paved, that One or more competent pavers shall be appointed either by the [597] Corporation or the Street Commissioner, under whose immediate inspection and direction all Streets shall in future be paved—after the work is completed the expence to be assessed and paid as heretofore—this mode of doing the business may possibly cost more in the first instance than it has hitherto done, but there can be no doubt it will be better performed, and therefore in the long run will be cheapest. All which is respectfully submitted

New york March 7th 1803. Joseph Browne

A petition was received from Luke Kip praying to be released from a Fine, incurred for a breach of the late ordinance of this board for restraining Dogs from going at large was received. and rejected.

A report of the Street Commissioner respecting the continuation of Beekman and Fair Streets was referred to Alderman Brasher. Mr Riggs. and Mr Bogardus.

The Market Committee to whom was referred the applications for stands in the respective Markets Reported thereon as follows to wit.

That there are upwards of forty applicants, for stands in the respective markets, many of the applicants are young men who have served a regular apprenticeship to the Butchers business, and sustain a good character, and are desirous to set up their business, but as there are but few vacant stands in all the markets but few of the applicants can be gratified unless the numbers of stands [598] is in-

creased to that object the Committee beg leave to submit to the consideration of the board a resolution which accompanies this Report.

All which is submitted

Philip Brasher
John Oothout
Wynant Van Zandt Jr

Resolved that the number of stands be increased in the respective markets as follows. in the upper Hudson eight. in the lower Hudson two and in the Oswego. four. which said Resolution was adopted.

The following Firemen were appointed to Engine N° 26

James Kottle	Peter Palmer	
James Van Keuren	Israel Brush	
Henry Hulsaert	Philip Smith	
Peter Van Cot	John Hunt	
Thomas Vail	Abraham Morehouse	instead of John Fream
Edward Searles	Ezekiel Bishop	John Rower and
Samuel Howell	Christian Beaurgh	Cornelius Compton
John Sherred		who decline
David Morgan	John Evans & Josiah Cutting	Removed from Engine N° 20 at their own request.

George W. Skellorn of N° 356 Pearl Street Chair maker was appointed Firemen to Company N° 8 in the room of Isaac Aston resigned.

Gideon Carstang Junr of the Bowery lane.....Ropemaker
George Thompson Junr N° 450 Pearl Street.....Butcher
George Hinnegar N° 44 Catherine Street.....Cooper
[599] Edward Tylee Mott Street.....Block maker
Peter Barker of the Bowery Lane.....
and Jeremiah Wood of Pearl Street.....Grocer
were appointed Firemen to Engine No 15

The following report being received from the Committee for the building a New City hall, to wit.

That they have procured different samples of Marble, that is—from Philadelphia—Stockbridge—Verplanks point—and from Morrisania, and that the highest possible cost is annexed to each to be delivered in this City. The Committee have further instructed Mr John McComb Junr their particular agent in obtaining the samples aforesaid to obtain an Estimate on as general a principle as possible of the expence in working the said marble fit for use, also the highest probable cost of brown stone which said Estimates have been heretofore put in possession of the Board for their Instruction on the same, and as it has appeared

to the Committee that several members of the board who having expressed their opinions to that effect, had a particular wish if possible that the plan of Messieurs Mangin and Macomb. heretofore agreed on for the New City hall might be in some degree Curtailed in its size and form. The Committee therefrom in Order to satisfy themselves and the Board generally having consulted the Gentlemen who drew the said Plan, and the several Artists whom the Committee have appointed to execute the same who give it as their unanimous opinion the original plan and design may be carried into effect on something of a smaller scale than was at first contemplated, and that [600] the projecting wings of the same may be curtailed near 20 feet and the order preserved. But the totally taking the said wings away would defeat the whole plan and would require almost an entire new one to be made and submitted for the adoption of the Common Council. The Committee are therefore unanimously of opinion that the said City hall ought to be built on the plan heretofore approved by the Common Council drawn and presented by Mess. Mangin & Macomb—for which the said Common Council paid the premium agreeable to the advertisement of the Committee for that purpose but so curtailed in its size in the projecting wings of the same as to bring the Court rooms to the front of the said wings and also to curtail the several rooms in size as much as the Committee after consulting the original drawers of the plan and the several artists who are to be particularly employed in erecting the same shall deem proper and the original design shall particularly require

And the Committee are further unanimously of opinion that the front of the said Building ought to be built of the Stockbridge Marble And that the side or end view be built of Morrisania or Verplancks marble at the discretion of the Board or Committee and the Back view or side be built of Brown [601] stone and that the board ought to determine the exact Scite where the same shall be erected without delay or give the Committee power to do the same All which is submitted. Ordered that the said Report be rejected

The Committee to whom was referred the petition of several inhabitants and Boatmen relative to the new Slip report that they are of opinion the water right granted to Mr Depeyster on the west side of the New Slip ought to be procured by the Corporation for the purpose of widening the said Slip.

J. P. Ritter
Rob. Bogardus
Joseph Browne

The said Report being accepted Resolved that Alderman Ritter. Mr Morris and Mr Bogardus be a Committee to treat with the proprietor for the water grant on the west side of the new Slip.

William Hoghland was appointed a Fire warden of the Sixth ward in the stead of Uzziah Coddington resigned.

Resolved that the Superintendant of the Alms house take immediate measures for sending John Pastano to the Island of Madeira agreeably to an act of the Legislature passed the 14 February 1800. and that the expence of his removal be paid by this board.

The following Butchers were appointed to wit

[602] For the Hudson Market

Greenwich Street

Ebenezer Winship
Jonathan Skilman
George M Patten

Upper Hudson Market

John Perrine
Peter Player
William Baylis
George Davenport
Bartholomew Granger
John Titus
Matthew Burn
Thomas Star

Oswego Market

William Bond
Mark Solomon
John Spawer
James Sullivan
John Mooney.

Fly Market

Caleb Vandenbergh
Thomas Place Junr
Benjamin Carpenter

Ordered that the Market Committee assign them stands in the respective markets to which they are appointed.

The following Ordinance was passed to wit

An ordinance for the better regulation of the City watch. and for the division of the City into proper districts for that purpose

Be it ordained by the Mayor, Aldermen and Commonalty of the City of New York, in Common Council convened, that the Common [603] Council shall appoint Six persons being Citizens of the State of New York and Inhabitants and Householders of the City of New York to be Watchmen of the City of New York who shall be denominated " Captains of the night watch " and to have the command of the other Watchmen of the said City to be appointed by the Common Council from time to time as hereafter mentioned

And be it further ordained by the authority aforesaid that the Common Council shall appoint such other persons being Citizens of the State of New York and Inhabitants and householders of the City

of New York to be watchmen of the City of New York, not to exceed One hundred and forty in number who shall be under the command and directions of the Captains of the night watch according to the rules and regulations of this Ordinance or such other rules and regulations as the Common Council shall from time to time adopt in relation thereto.

And be it further ordained by the authority aforesaid that the City of New york shall be divided by the Common Council into three districts for the better disposition, employment and regulation of the Watchmen, and there shall be assigned to each of the said Districts two of the said Captains and such number of other watchmen as the Common Council shall from time to time think proper.

And be it further Ordained by the authority aforesaid, that it shall be the duty of the said Captains to fix the Stations or rounds of the Watchmen within the district which shall be assigned to them respectively [604] to prescribe the duties of the watchmen under their commands respectively and to see that those duties be faithfully executed, and when on duty to visit each of the fixed Stations of the watchmen under his command at least once in every night, in order to discover whether the Watchmen within his district do not unnecessarily quit their Stations, nor sleep while at their posts.

And be it further ordained by the authority. aforesaid that if either of the said Captains shall neglect to perform any of the duties required of them by this Ordinance or which shall be hereafter required of them by the Common Council he shall be immediately removed from Office and another fit person appointed in his stead.

And be it further Ordained by the authority aforesaid that if either of the said Watchmen under the Command of the said Captains shall refuse or neglect to perform any of the duties assigned him by the Captain under whose command such watchman shall then be, or shall be found sleeping on his post, or unnecessarily absent therefrom or shall be intoxicated while on duty or shall be guilty of any disorderly behaviour he shall be immediately removed from office and another fit person appointed in his stead.

[605] And be it further ordained by the authority aforesaid that each of the said Captains shall have power, and they are hereby required whenever in their opinion any of the Watchmen under their respective commands. shall be guilty of any misconduct or default to suspend them from further duty as Watchmen until the pleasure of the Common Council shall be known in the premises.

And be it further Ordained by the authority aforesaid, that one of

the said Captains assigned to each district shall give his personal attendance for commanding and governing the other watchmen assigned to the said district every other night unless prevented by sickness, unavoidable accident, or necessary business in which case some one of the other Captains shall attend in his stead and do the necessary duties

And be it further Ordained by the authority aforesaid, that the several Watchmen besides the two Captains shall do duty in the respective districts assigned to them particularly, but in case of a riot disorder or other needful occasion they or so many of them as shall be directed shall assist the watchmen in the other districts when required.

And be it further Ordered by the authority aforesaid that the Captain of each district who shall command the Watchmen of that district at night shall the next morning as early as conveniently may be make return into the Office of the Justices of Police in this City according to the forms to be furnished by the Clerk of this City to the Captains respectively the number and names of those watchmen who have served under his command the night preceding together with the number and names of the Defaulters (if any) with the reason of such Default if he knows or can ascertain the same.

[606] And be it further ordained by the authority aforesaid that each of the said Captains shall keep in a Book to be provided for that purpose a Copy of every such return by him made into the Office of the said Justices of police as aforesaid And shall exhibit the same for the information of the Common Council when required

And be it further ordained by the authority aforesaid that it shall be the duty of the said Captains to report to the Mayor Recorder, or one of the Aldermen of the City of New York without delay, the name of every watchmen under his particular Command who shall be intoxicated while on duty or shall in any manner misbehave himself or neglect any of the duties required of him or shall wilfully or unnecessarily absent himself from duty to the end that Such Watchman may be dismissed from Office, and if any Captain shall neglect so to do, he shall forfeit his office and be removed therefrom by the Common Council, And the said Captains shall respectively from time to time and without delay report to the Common Council every Vacancy happening in the number of watchmen under his command by death or otherwise (Except such as shall be removed by the Common Council) with [607] the name or names of such as shall wish to become watchmen to Supply such vacancy.

And be it further Ordained by the authority aforesaid. That each

Captain shall be entitled to receive One Dollar, and fifty Cents for every nights actual service in that capacity and the other services hereby required of him—And each of the other Watchmen shall be entitled to receive Seventy Cents for each nights actual service in that Capacity

And be it further Ordained by the authority aforesaid that the Watchmen shall be obliged to receive into their Custody and detain until the next morning and until discharged or committed by the proper authority every person apprehended and delivered to them for any offence whatsoever after eight of the clock in the evening of each day.

And be it further ordained by the authority aforesaid, that one of the said watch districts shall comprehend all that part of the City Situate to the southward and westward of a line beginning at the North River at the lower end of Barclay Street and running up the middle of Barclay Street to Broadway and from thence across to the head of Beekman Street thence down the middle of Beekman Street to Pearl Street. from thence down Pearl Street to Beekman Slip. and thence down the middle of Beekman Slip to the East River—which shall be denominated the first district—That another of the said Watch districts shall comprehend all that part of the City situate to the Northward and eastward of a line beginning at the East River at the middle of Beekman Slip and running from thence up to the middle of Pearl Street, from thence up the middle of [608] Pearl Street to the middle of Beekman Street from thence up the middle of Beekman Street to the middle of Chatham Row. From thence up the middle of Chatham Row to the middle of Orange Street, thence up the middle of Orange Street to Cross Street and thence northerly on the East side of the Fresh water as far out as the watch shall be placed or directed to do duty so as to comprehend all the north-eastwardly part of the City where the night watch shall be required to stand or patrol from time to time, which shall be denominated the second district, and that the other district shall comprehend all the residue of the City as far out to the northward and westward as the night watch shall be placed or directed to do duty by standing at fixed stations or patrolling and shall be denominated the third district

And be it further ordained by the authority aforesaid that Fifty watchmen besides the Captains shall be assigned to and do duty in the first district and Fifty four watchmen besides the Captains shall be assigned to and do duty in the second district, and Thirty six watchmen besides the Captains shall be assigned to, and do duty in the third District.

And be it further ordained by the authority aforesaid that each Captain and every other Watchman shall for the purpose of preserving [609] the peace and good government of the City obey all orders for that purpose given by the Mayor. Recorder or either of the Aldermen of the said City for the time being and also of the Justices of the Police or either of them on pain of removal from office

The following Ordinance was passed to wit.

An ordinance to prevent improper conduct on certain days.

Be it ordained by the Mayor Aldermen and commonalty of the City of New york in Common Council convened that if any person shall on the seventeenth day of March commonly called S^{t} Patricks day or on any other day carry or drag through or along any Street alley or highway within this City or shall exhibit to public view in any Street alley or highway or from any window, or roof of any house or other building or shall exhibit to public view in any place or in any manner whatsoever within this City any effigy of S^{t} Patrick or any other Titular Saint, or of any person or persons whomsoever, or any shew of a similar kind, whether the same is intended as an Effigy of S^{t} Patrick or any other Titular Saint, or of any person or persons or whether the same is designed to ridicule such titular Saint or any person or persons whomsoever he or she shall forfeit and pay for each offence the penalty of ten dollars. to be recovered with costs of suit

And be it further Ordained that every person who shall be aiding assisting or countenancing any such transaction as aforesaid shall be deemed to have acted contrary to this Ordinance and shall for each offence [610] forfeit and pay the like penalty to be recovered as aforesaid

And be it further ordained that if any person who shall contravene this ordinance shall be a minor, an apprentice, a bound servant, or a slave his or her parent or guardian master or owner as the case may be shall be deemed liable to pay the penalty so incurred, and shall and may be prosecuted for the same as aforesaid

Alderman Barker presented the following Resolutions to the board, to wit

1. Resolved that in the opinion of this board the salary paid by Law to the Justices of the Justices Court is a grievance to the Citizens of the City of New york and that the Law for the more speedy recovery of debts, and demands to the amount of twenty five dollars in the City and County of New york ought to be so amended that the salary aforesaid may be altogether abolished.

2. Resolved that the fees of the Justices of the Justices Court for the more speedy recovery of debts and demands to the amount of twenty five dollars in the City of New york ought to be so increased as to make a Sufficient Compensation for their services if the same shall now be considered too low.

3 Resolved that in the opinion of this Board [611] the fees of the Clerk of the Justices Court in the City of New York for the more speedy recovery of Debts, and demands to the amount of $25 is in many items too high, and that the same ought to be so modified and curtailed as the justice of the case may particularly require.

4. Resolved that in the opinion of this Board the fees of the Constables and Marshals in the Execution of their duty in the justices Court for the more speedy recovery of Debts and demands in the City of New York to the amount of $25 is in many items too low. and that the same ought to be so increased as to make a reasonable compensation for their services and thereby prevent the too Common practices of obtaining that in an indirect way.

5. Resolved that in the opinion of this Board for the more equal and prompt distribution of Justice and the particular convenience of the Citizens of the City of New york who reside in the Outwards of said City that great savings to that class of Citizens who from necessity are obliged to become Suitors in the Justices Court. if additional justices were appointed in the ..... Wards of this City to have the same fees, powers, and Jurisdiction as Justices for the more Speedy recovery of Debts and Demands to the amount of $25 have in the several Counties of this State

6. Resolved that a Committee be appointed to draft a petition and the Copy of a Law to be forwarded with all convenient speedy to the Legislature now in Session and to request their aid in the premises contained in the foregoing Resolutions under the seal of this Board.

[612] The question being taken upon the first and last of the said resolutions, the same were Carried as follows to wit

In the Affirmative	Negative
Alderman Barker	Alderman Oothout
Brasher	Van Zandt
Minthorne	Le Roy
Ritter	Riggs
Bogert	Morris
Mr Crolius	Stevens
Bogardus.	
Brevoort	

A division being taken upon the remaining Resolutions the votes were equal as follows to wit.

In the Affirmative	[613] Negative
Alderman Barker	Alderman Oothout
Brasher	Van Zandt
Minthorne	Bogert
Ritter	Mr Le Roy
Mr Bogardus	Riggs.
Crolius	Morris
Brevoort	Stevens

The Recorder gave his casting vote in the negative, and the same were lost

Alderman Barker, Alderman Brasher & Mr Bogardus } were appointed a Committee to prepare and transmit a petition to carry the first resolution into Effect.

Ordered that the Commissioner of public repairs be authorized to repair the Ferry Stairs at Catherine Slip. and also to cause gutters to be affixed to the New market.

Alderman Barker having presented several resolutions to petition the Legislature to authorize this Board to dispose of all stolen goods unclaimed by their respective owners. the consideration thereof was postponed.

[614] In Common Council. March 14th 1803

Present Edward Livingston Esquire Mayor
John B. Prevost Esquire. Recorder

Joshua Barker		Jacob Le Roy	
John Oothout		Clarkson Crolius	
Mangle Minthorne	Esquires	Caleb S Riggs	
Wynant Van Zandt Junr	Aldermen	Henry Brevoort	Assistants.
John P Ritter		Andrew Morris	
Philip Brasher		Ebenezer Stevens	
John Bogert.		Robert Bogardus	

A petition being received from a number of citizens requesting that piers be made between Whitehall and Broad Street Slips. the same was referred to the Street Commissioner with directions that he take the opinion of the Counsel of the Board in case all the proprietors of Lots do not agree to the measure.

The following Report was received from the Market Committee. to wit.

[615] " The Market Committee conceive it to be their indispensible duty from time to time to make such communications to the board as

in their opinion are connected with the duties assigned them, under this impression they beg leave to state that when storms prevail the market women and Butchers suffer much inconvenience from the Rain falling from the eves of the market. and beating in upon them. The Committee therefore recommend that Gutters of Wood be placed under the Eves of the different Fly markets on the North East side, this will in a great measure render the situation of the women and Butchers more secure from the weather. It has been represented to the Committee by the Clerk of the Fly market that many persons have received severe falls from the steps which are placed at each end of the markets arising from their being too narrow on the tread. they propose to the board to have the same so altered as to make them more safe and convenient all which together with a Communication is submitted to the consideration of the Board"

New York March 14. 1803.

Wynant Van Zandt Jun^{r}
John Oothout
Philip Brasher

Ordered that the said Report be confirmed.

A representation from N Roome. deputy Clerk of the market that Daniel Inslee Butcher has been guilty of Fraudulent Conduct in the weight of meat, and that Andrew Ross has been in the practice of trafficking Stalls. Ordered that their Commissions as Butchers be suspended And that they be cited to shew cause at the next meeting why their Licenses should not be taken away

[616] A motion being made to vacate the Licences of Matthew Burn and William Baylis appointed Butchers at the last meeting the same was carried by the following division

Affirmative		Negative
The Recorder	Alderman Brasher	M^{r} Crolius
Alderman Barker	Bogert	Morris
Oothout	M^{r} Le Roy	Bogardus.
Minthorne	Riggs.	
Van Zandt	Brevoort	
Ritter	Stevens	

The following opinion of M^{r} Harison Counsel of the board relative to certain Water Lots. in the possession of or claimed by Simeon, and Rem Remsen and John Riker or their Representatives. being received, to wit.

"In consequence of an Order of the Common Council for that purpose made on the 14th Ultimo. I have considered the statement of

Facts made by the Comptroller on the 7th of that month in relation to Burling Slip, and have endeavored to get such information as I could upon the subject. In consequence I find that the Corporation [617] on the 23d June 1737 granted to Henry Van Borsom his heirs and assigns a water Lot on the East side of Van Cliffs or Rodmans Slip, and in consideration of his. and their upholding, maintaining and keeping in repair the Streets wharf and pier, covenanted that they should and lawfully might at all times and from time to time for ever thereafter take to their own use all manner of wharfage, cranage Profits, benefits, advantages and emoluments accruing by or from the said wharf fronting the East River or by or from any Landing place or places thereon to be made and built (the landing place at the end of the Slip on the East side always Excepted)

Under. this grant the premises have been since held and are divided into three Lots, the Western Lot has been sold to one Dunbar, the middle Lot belongs to Simeon and Rem Remsen, and the Eastern Lot to John Riker

Opposite to the two last mentioned Lots. the Dock mentioned in the Comptrollers statement has been built and upon the Eastern end of the Lot there is a Blacksmiths shop in Rikers possession

At what time the Dock was built does not appear. It is supposed to have been about thirty years ago, and the owners of the opposite Lots. have as I am informed usually received the wharfage for vessels that moored at it

I have not been furnished with copies of the proceedings of the Board, nor of the Letter of the 1st July 1793. Referred to by the Comptroller, but presume that they are correctly stated, and upon the whole I am of opinion.

[618] 1. That the length of time above stated would not be sufficient to bar the Corporation from the recovery of the said Dock, and shop in a Writ of Right.

2. That under all the circumstances of the case, the possession of Messieurs Remsen and Riker ought not to be deemed adverse to the title of the Corporation, and therefore that actions of Ejectment might be maintained for the Dock and shop. Upon this subject I would not be understood to give a decided opinion. There may be facts to vary the case with which I am unacquainted But the presumption is, as I think both from the Letter of July 1793 and from the relative situation of the parties that the possession was extended by a tacit agreemen or sufferance of the Corporation, and without any claim of right on the part of the Possessor's

3. I think that the Corporation cannot grant the Land opposite to the Lots included in the grant of 1737 to any persons other than the proprietors of such Lots without violating the Covenant above referred to. And it appears to me that some of the Provisions in the act of the 3d of April 1801 are founded upon the idea that Legislative aid was necessary on account of these Covenants which would be broken [619] if by grants to Strangers the benefit of wharfage was taken away.

4. I am inclined to think that in the present Case it may be advisable for the Corporation either to settle the business by amicable agreement or to proceed under the act above mentioned. How far the Commencement of suits in Ejectment may contribute to a Settlement, by shewing that the Corporation is in Earnest in the assertion of their rights, must be submitted to their better Judgment.

Rich Harison
14 March 1803.

It was thereupon Ordered that Mr Harison be requested to institute such suit for obtaining the rights of the Corporation upon the occasion either by Writ of Right, or action of Ejectment as he may deem most advisable.

A motion being made to erect two additional butchers stands in the Catherine market. The same was carried by the following division

Affirmative		Negative
Alderman Barker	Mr Le Roy	The Recorder
Oothout	Riggs	Alderman Ritter
Minthorne	Brevoort	Bogert
Van Zandt	Morris	Mr Crolius
Brasher	Stevens	Bogardus.

[620] The following Butchers were appointed to wit

James Kerk for the Greenwich Market
Cornelius Vandenbergh, John Perrin } for the Catharine Market
Jacob Flager, Matthew Gibson } for the Upper Hudson Market
Philip Vicker for the Exchange Market
Adam Bennet for the Oswego market

A petition was received from a number of Citizens residing in the vicinity of the Old Slip representing that the same is so entirely occupied by Sea Vessels as totally to exclude the River Boats. Ordered that the same be referred to Alderman Oothout and Mr Riggs in conjunction with the Street Commissioner.

Ordered that the Mayor issue three seperate *Warrants for £5.2.1, each in favor of Waters Furman Collector of the monies assessed for the regulation and paving of Mulberry Street being the monies uncollected on the Lots numbered 445. 480 & 484 in the said Street. And that the same operate as a Lien† upon the said Lots respectively according to Law.

A Supplementary or amended assessment for paving Bayard Street was received and confirmed. Ordered that the monies due thereon be Collected by Waters Furman [621] Collector of the original assessment.

A petition and draft of a Bill to be presented to the Legislature to enable this board to extend and continue Beekman Street from Pearl to Water Street—to alter the lower end of Fair Street and continue the same from Cliff to Pearl Street, and also to invest the Common Council with power to continue streets according to their discretion as the welfare of the City may require being reported by the Committee appointed on that subject. Ordered that the same be confirmed, pass the seal of the board, and be transmitted by the Clerk without delay.

The following persons were appointed Firemen, to wit

Simeon Skelling of N° 119 Cherry Street, Ship Carver to Engine N° 22 in the room of George Buckmaster resigned

Abraham Day. Painter and Glazier and Philip Minthorne Taylor to Engine N° 14 in the room of Hermanus Blauvelt and Gerardus Riker who have left that Engine for the purpose of joining the Fire company commanded by Arthur Smith.

James Shotwell to Engine N° 6 in the stead of John Myers deceased

Alexander M°Kenzie N° 270 Greenwich Street Painter to Engine N° 1 instead of David Secor resigned

Daniel Pettit to Engine N° 6 instead of Jacob Moore resigned

The following Report was received from the Comptroller—to wit

The Comptroller states to the board, that there is a piece of ground near the Collect where the [622] Old Powder House stood. that belongs to the Corporation. there is no Map of it, nor any description of its boundaries to be found, it lays now in Common and adjoins to George Janeway's land which is also in common there has been several applications for a lease of this ground for 21 years. the quantity is sup-

* Marginal note reads *Iss^d Warrants Nos. 414 415 416. accordingly.*—ED.

† Marginal note reads *Lien on Lots in Mulberry Street per above Warr^ts* —ED.

posed to be about 1 Lot of 25 feet by 100 it will fetch upon a lease of 21 years, Fifty dollars per annum. It is Recommended that this ground be either leased for a term of years, or inclosed at the expence of the Corporation. This measure would probably bring forward the claimants if any. If the inclosure should contain more ground than belongs to the Public, and by that means the true boundary obtained. Selah Strong March 14. 1803.

Ordered thereupon, that the Commissioner of Public repairs be directed to put the ground in fence under the direction of the Street Commissioner with respect to the boundaries to be inclosed.

Ordered that the Committee lately appointed to regulate the Building of the New City hall be and they are hereby discharged and that a New Committee be appointed to Consist of One member from each [623] Ward of this City.

Alderman Van Zandt
Alderman Oothout
Alderman Brasher
Mr Le Roy
Mr Bogardus
Alderman Barker
Alderman Minthorne

} Were accordingly appointed the said new Committee for the purpose aforesaid.

Resolved that the Mechanics and other persons employed by the late Committee for building the City hall be discharged and that the monies lodged in the hands of the Committee be paid over to the Treasurer deducting the Sums by them expended or contracted for

Ordered that the Street Commissioner be directed to ascertain the place most proper as a receptacle of public manure in this City.

Ordered that the Clerk of this Board be directed to Report the draft of an Ordinance for the better regulation of Public porters in this City

Pursuant to the act for the relief of the Mayor, Aldermen and Commonalty of the City of New York passed 16 February 1801 a Warrant was received from Elisha Jenkins Esquire Comptroller of the State in favour of this Board for $120 being the balance of interest due on the first day of October last on the loan made by the Corporation from the Bank of New york Ordered that same be paid to the Comptroller of the City to be applied to the purposes contemplated by the said Act

[624] This Corporation having formerly granted to the State certain ground for the express purpose that a public Arsenal should be erected thereon and which is rendered a condition of the Conveyance

inasmuch as the same has not been applied towards that purpose. Ordered that the Comptroller be authorized to transmit an application for the Reconveyance of the said ground.

Mr Bogardus gave notice of his intention to move for a reconsideration of the Resolution this day passed for erecting two additional stands in the Catherine Market

Alderman Bogert, Alderman Brasher and Mr Stevens } Were appointed a Committee for the purpose of taking such measures as may be necessary for the preservation of health in this City. And it was ordered that the said Committee be authorized to inquire and report upon the propriety, and advantages to be derived from purchasing the property of Mr Goelet near the Exchange Slip.

Thomas Brush was appointed an additional Inspector of wood, in the District or Station assigned to William Crum.

Ordered, that the Mayor issue his Warrants on the Treasurer, for the following accounts, to wit

Isd Warrts		
Nos 406.	Charles Loss his accounts for Surveying Canal.....	$33.
[625]407.	David King, use of rooms, for the grand Jury of the last Court of Oyer and Terminer.....	$22.
408.	Thomas Ivers for Cables &c supplied the mud boats....	91.63
409.	Joseph Browne a quarters salary as Street Commr.....	312.50
410.	Magnus Beekman City watch.....	155.31
411.	Hugh Gobel do	155.31
412.	Nicholas Lawrence do	213. 6
413.	William Van Wart Do	213. 6

In Common Council March 21. 1803.

Present. John B. Prevost Esquire. Recorder

John Oothout	Esquires Aldermen	Jacob Le Roy
John P Ritter		Robert Bogardus
Philip Brasher		Caleb S. Riggs
Wynant Van Zandt Jur		Henry Brevoort } Assistants
Mangle Minthorne		Clarkson Crolius
John Bogert		Ebenezer Stevens
Joshua Barker		Andrew Morris

A memorial was received from Matthew Burn. for a Butchers stall & referred to the market Committee

[626] Daniel Inslee, Butcher, appeared before the Board in consequence of the complaint exhibited against him for fraud in the sale of meats, upon considering the circumstances of the case. Ordered that he [be] permitted to retain his Licence.

Petitions having been received for paving Vandewater Street, the consideration thereof was postponed until the next meeting

A petition for an additional pier at the end of Pine Street was received and referred to the Street Commissioner

A petition was received from Smith Fisher requesting permission to remove the Lumber of the smoke house at Bellevue. the same was refused.

Ordered that Thomas Franklin Thomas Tom and Benjamin G. Minturn have permission to erect vaults in front of houses intended to be built by them at the corner of Broadway and Catherine Street

A petition from John Spies and Patience Bonnet stating that the former has agreed to assign to the latter the leases made by the Corporation for certain Lots of ground in Chatham Street, and requesting the Board to consent to such transfer was referred to the Comptroller.

The Board having again considered and examined the petition of John P Ryerss requesting [627] the board to exonerate a part of his property from the quit rent reserved thereon, and to attach the same to the residue. Ordered that the prayer of the said petition be granted agreeably to the report of the Comptroller made thereon and presented the third day of January last.

The following additional Firemen were appointed to the Company N° 25—to wit

Robert Sands Ship Chandler. N° 5 Warren Street
Benjamin Dickenson do 71. Murray Street
John G Bates Hatter 211. Greenwich Street
Stephen Taylor Carpenter Mulberry Street
John Mildenburgh Shoemaker 37. Reed Street
Francis Brown Cabinet maker. 64 Chatham Street
Henry Kidney
Daniel Leviston
Samuel Leggett. Shopkeeper. 307. Pearl Street
Henry Sickles. Shoemaker. 25 Mulberry Street

The following Firemen, were appointed to the Company. N° 15 —to wit

Richbill Mott instead of George Thomson resigned
John Rollinson instead of William Gordon resigned

The following Firemen were appointed to the Hook and Ladder Company N° 1

Thomas Shapler accountant of N° 9. Dutch Street instead of Andrew West, resigned

Thomas Egenton Grocer, N° 87 Front Street instead of William Hancock, resigned

[628] Thomas Crawford. Tobacconist N° 68 Front Street instead of Gulian Cornell. resigned

Samuel L Page Jun^{r} Cooper. N° 78 Chamber Street instead of John Dobbs. removed from the City.

Elijah Briggs was appointed a Fireman of Company N° 23 in the stead of Robert VanKeuren resigned

The following report was received from the Firewardens of the third ward. to wit

That in the said ward there are 1538. Fire buckets
and a deficiency of..... 652. Ditto

They feel it a duty to inform the Corporation, that in general the inhabitants of the third ward are opposed to throwing out, or carrying their Buckets to a fire, and in many instances have expressed a determination that in future they will not let their Buckets, go out at all. This difficulty arises from the frequent loss of Buckets at Fires and the impediments which exist in getting payment for them from the Corporation. The trouble in looking up and getting home Buckets prevents many from letting them go out of their houses when wanted

The Deficiency of Buckets mentioned above is great, but it is with pleasure we can state to the Corporation, that measures have been taken to induce the Inhabitants to [629] procure such buckets as the law requires & we believe that in a short time the Houses in the third ward will be well supplied with that article.

New york March 21 1803

John Bingham
Thomas Tom
Gilb^{t} Aspinswall
} Firewardens for the third Ward

The following report was received from the Comptroller to wit.

The Comptroller upon the petition of Streatfield and Levinus Clarkson. Reports

That the petitioners are desirous of a grant of the soil between high and low water mark, also from low water mark to the permanent line opposite their ground on the North river. as this grant will not interfere with the reservations for public Basons. and will be promotive of the improvement of property in that part of the City. it is recommended the prayer of the petitioners be granted, under the proper reservations for Streets and quit rents,

All which is submitted.

March 21. 1803. Selah Strong

Ordered that the said report be confirmed.

The following report was received from the Comptroller to wit.

The Comptroller upon the petition of Hugh Gaine Reports. That on the 30th Jany 1797 the petitioner applied to the Corporation for a grant of the Soil between high and low water mark which was granted upon Condition of his paying the Sum of £400. This Sum has never been paid [630] but the petitioner has wharfed out, and made considerable improvements and received the rents thereon and now wishes to compleat his wharf to the permanent line. It is the opinion of the Comptroller that the grant be made to Mr Gaine upon Condition of his paying the interest of the £400 from the time it was promised, and laying the amount of principal and interest as a quit rent on the premises, and also reserving the quit rent from low water mark to the permanent line and reserving the proper Streets

All which is respectfully submitted

March 21. 1803 Selah Strong

Ordered that the said report be confirmed.

The following report was received from the Comptroller, to wit

The Comptroller upon the petition of Thos Buckley for the grant of a water Lot near Peck Slip on the East River. Reports That the Prayer of the Petitioner be granted under the usual reservations, and paying the quit rent reserved.

Which is respectfully submitted

March 21. 1803. Selah Strong

Ordered that the said Report be confirmed

[631] The following report was received from the Comptroller, to wit

The Comptroller upon the petition of Henry Rutgers. Reports. That the petitioner in the year 1789 made an application to the Corporation for a grant of the soil between high and low water marks opposite his ground between Rutgers Slip and Washington Street and on the 29 Decr 1791 he made another application for a further grant extending from Washington Street to Warren Street, and on the 28 Feby 1792 the petitioner together with his Sisters made application for a further grant extending from Warren to Montgomery Streets.

On the 12 Octr 1789 the board upon the Report of their Committee came to the following resolution that the soil between high and low water mark, between Rutgers and Washington Streets be granted to the petitioner upon his paying 20/ per foot. and leaving Rutgers Slip 120 feet wide. & on the 11th May 1792 the board agreed to make

a further grant to the petitioner from Washington to Warren Street at 15/ per foot. and from Warren to Montgomery Street at 5/ per foot. reserving a Slip at the foot of Montgomery Street of 90 feet wide. The Comptroller is of opinion that the Corporation is bound to make the grants upon the conditions formerly agreed to. reserving however a public Slip at the foot of Warren (now called Clinton) Street of 100 feet in breadth. reserving also the necessary public Streets, and the right of Wharfage in front. and inside of the Slips.

All which is respectfully submitted

March 21, 1803 Selah Strong

Ordered, that the said Report be confirmed

[632] The following report was received from the Comptroller. to wit

The Comptroller, deeming it part of his duty to lay before the Corporation from time to time Such improvements to the public property as present themselves to him, takes leave to state to the Board, that inspecting the grants to Hendrick Rutgers deceased in the year 1772 there are two Slips reserved of 80 feet wide each, the one at the foot of George Street, the other at the foot of Charlotte Street, on the East River. the Conditions of the grants are that docks should be made out and Streets formed on each side of the slips 200 feet into the river, and the whole to be Completed by the 9th day of Septr 1782 under the penalty of a forfeiture of the grants. these Docks have not been completed and there is great Want of Accommodations for Market boats and coasting vessels on that part of the Town. There being no public Slips between Catharine & Rutgers Slips. the distance of near half a mile. This property is now in the hands of John Townsend. Henry Rutgers. Isaac Hicks. and Isaac Clason. It is with Submission recommended that an Order of the Board be served upon each of the above mentioned persons requiring them to complete the wharves agreeable to their [633] grants by the 1st of November next, or they will be proceeded against according to the Covenants contained therein.

All which is respectfully submitted

March 21. 1803. Selah Strong

Ordered that the said Report be confirmed, and the Clerk give notice thereof, accordingly.

The following report of the Street Commissioner for the regulation of Spring and Brannon Streets. was received to wit. Reports.

That he has obtained from all the heirs of Mr Bayard (except

Mr Rutgers and his wife who have also engaged to join in the same as soon as they come to New york) a cession of all the Streets on the said estate lying to the westward of Broadway. The Street Commissioner therefore begs leave to recommend the following regulations for Spring and Brannon Street, to wit. Beginning at the intersection of Broadway, thence running with a descent of two inches on ten feet to fourth Street. thence ascending to the middle distance between fourth Street and Prospect Street with one inch and half in ten feet. thence descending to Prospect Street with one inch and half in ten feet Thence ascending with one inch and half in ten feet until it comes to a point, from whence a descent of one inch and half in ten feet will extend to the regulated line of Greenwich Street, all which more particularly appears in the annexed profile. He also recommends that an Ordinance be passed for carrying the same into immediate effect—All which is respectfully submitted

March 21th 1803 Joseph Browne

Ordered thereupon that the said Report be confirmed [634] and that an Ordinance do pass this board to carry the same into effect, and that Henry Verveelen, Anthony Steenback, Thomas Demarest Arthur Smith and Peter Arel be appointed assessors therefor.

The Street Commissioner to whom was referred the petition of James Watson and others for filling in the lots from the old to the Coffee house Slips, to the permanent Line, and also for permission to run out one of the middle piers. reported thereon as follows. to wit,

" That the petitioners are a majority of the Proprietors of the Lots in question, and that the facts set forth in the petition are true. The Street Commissioner is therefore of opinion that the prayer of the Petition ought to be granted, and begs leave to recommend that an Ordinance be passed directing the filling up and compleating the permanent line from the Old Slip to the Coffee House slip on or before the 1st day of May 1804 under the usual penalty. And also for the erecting of all or any of the Piers that have been directed to be run out between the said Slips.

Joseph Browne

N York March 14. 1803.

It was thereupon Ordered, that so much of the said Report as respects filling up to the permanent line be adopted, and that it be referred [635] to the Street Commissioner to ascertain whether the Proprietors are willing to contribute towards the expence of extending a pier, or piers beyond that permanent line so that the board can

determine whether they will themselves unite with such of the Proprietors as are willing, and receive a proportional share of the advantages to be derived therefrom, or permit such of them as are willing to do so for their own benefit

The following Report from the Street Commissioner respecting Hudson Street, was received and confirmed to wit

The Street Commissioner having been directed by a Resolution of the Board to report the State of Hudson Street Reports

That the Ordinance for filling up the Street to the regulated line has been complied with by the proprietors of the Lots except the eight following to wit. Widow C. Cox, two Isaac Jones two, Walter Bowne, one, James Walker one George McKoy, one, John Livingston, one. The intersections of the Streets require to be filled up. The Street Commissioner begs leave to recommend that an Ordinance be passed for this purpose. All which is respectfully submitted. Joseph Browne New york March 21. 1803.

The following Opinion of the Counsel of the Board and report of the Street Commissioner upon the petition of William Hillyer, and others were received. to wit

"I have perused the petition of William Hillyer and others to the Corporation, in relation to the proposed piers between White hall Slip, and Broad Street slip, and am of opinion that the Owners of the Lots upon South Street, are first to be directed by an Ordinance for that purpose, to sink and [636] Complete the requisite piers by a certain day. and if they have neglected or refused, or shall neglect or refuse to do so, that the Corporation may accept the offer of the petitioners, and may grant them as a Compensation the wharfage to which that body would be entitled if the work was completed at its own expence. It appears to me that the Corporation will comply with the terms of the Act by having the work done upon the default of the proprietors through the intervention of any agents, whom they may think proper. They will also I think have a right to dispose of the Wharfage at these piers as they may dispose of any other property belonging to them in their Corporate Capacity. It must be indifferent to the proprietors of Lots who shall do the business and receive the benefits of the wharfage if they decline accepting the preference which the Law has given them, and the Corporation in my opinion will in such case only have to consult their own sense of what may be most conducive to the Public interest, in regulating the terms of their agreement with the petitioners. Rich. Harison

New York 19 March 1803.

The Street Commissioner to whom was referred the petition of William Hillyer and others

[637] Reports,

That having obtained the opinion of the Counsel of the board which is herewith transmitted, he is of opinion that the prayer of the petitioners should be granted, as it will manifestly tend to promote the convenience and protection of the small vessels that frequent this part of the City, and accommodate its trade

The Street Commissioner therefore begs leave to recommend that an Ordinance be passed authorising such of the petitioners as choose to undertake the same to run out the piers between White hall and Broad Street Slip on the same terms as the proprietors of Lots might have done had they complied with the Order of the Board

The Street Commissioner also begs leave to recommend that the Ordinance for the present embrace only two piers one at the White hall slip and the other on the West side of the Exchange Slip until it shall appear that these two piers are inadequate to the requisite accommodation.

All which is respectfully. submitted

New York March 21. 1803. Joseph Browne

Ordered that the said Report be confirmed

The following report from the Street Commissioner was received and confirmed—to wit

The Street Commissioner having been directed by a resolution of the Board. to point out a proper place for depositing occasionally the Street dirt

Reports.

That the ground near the Battery on the North River in the rear of M^{r} Rhinelanders House is probably [638] the best that can be found within the City being a large unoccupied space, contiguous to the River, and at considerable distance from any dwelling houses. The Street Commis^{r} therefore begs leave to recommend that the Superintendant of Scavengers be directed to occupy the same as a place of deposit, for Street dirt.

All which is respectfully submitted

New York March 21. 1803. Joseph Browne

A petition from a number of inhabitants that the Fire Engine at Poughkeepsie may upon its return be assigned to their use was received and postponed.

William M^{c}Kenney was permitted to build a Coal vault in front

of his house in Greenwich Street under direction of the Street Commissioner

An application of John Neefie and others for paving Jay Street was received. and referred to the Street Commissioner.

The Committee to whom was referred the application of James Seton, reported as follows, to wit

That they having examined the said Buildings. and find the one where the boiler is fixed, old and decayed and are of opinion it ought to [639] be taken down, the other is useful in time of sickness and are of opinion it ought not to be moved. We have also examined the ground and find it much in want of manure and are of opinion that the petitioner ought to have liberty to take as much street manure from our deposits, as will be sufficient for said ground

New York March 21, 1803. Mangle Minthorne
Henry Bervoort

Ordered that the said report be confirmed

The following report of the Committee for building the New City hall, was received & confirmed, to wit

" That they have paid much attention to the subject committed to their charge, and as the result of their deliberations they beg leave to recommend, that the reduced plan presented to the board by Mr John McComb Junr be adopted, that the vacant space of ground between the gaol and bridewell be determined on as a proper site for the same. That the wings in front range with Murray Street, on a parallel line with the fence in front of the Alms house & the Cupola range in a Line with the Cupola of the Alms house.

That the Front, rear and sides be built with brown free stone, and the residue of the materials as shall be directed hereafter

The Committee feel impressed with the magnitude of this undertaking, and they assure the Board that in all their determinations, they have endeavoured to combine durability, convenience, and elegance with as much œconomy [640] as the importance of the object will possibly admit

Contemplating the materials as mentioned in that report the costs of the building as computed by Mr John McComb will amount to $200,000, but when it is considered that estimates for public buildings cannot be made perfectly correct the Committee are of opinion that $250,000 will cover every Expenditure

They therefore entertain strong hopes that this report will be confirmed and that this Board will give such powers to the Committee as

will enable them immediately to commence, and progress in Building a New City hall with that Zeal, and public spirit which ought ever to Characterize the Corporation of this flourishing City.

All which is submitted to the consideration of the Board.

New York March 21, 1803.

John Oothout
Jacob Le Roy
Philip Brasher
Mangle Minthorne
Wynant Van Zandt Junr
Joshua Barker
Robt Bogardus

Issd No 423.

[641] Resolved that the Sum of *$25,000 be appropriated and put under the Command of the Committee appointed at the last meeting of the Board to build a new City hall. And that the said Committee be authorized to proceed in the erection of the Hall. with all expedition according to the plan adopted at this meeting. And that all new questions to arise in the progress of the work. be either decided by the Committee or referred by them to the board for their directions.

Mr Riggs gave notice of his intention to move for a reconsideration of the resolution passed this day to grant the prayer of the petition of John P Ryerss.

The following persons were appointed Captains of the Night Watch—to wit

Nicholas Lawrence.	William Van Wart
Magnus Beekman	Nathan H Rockwell
Jacob Hays	Charles Van Orden

Alderman Barker & Mr Crolius } Were appointed a Committee to report such accommodations as may be necessary for the Watch of the third district together with the size of, and place most proper for a new Watch House in that district.

The Clerk in pursuance of an Order made at the last meeting reported the Draft of an Ordinance for the better regulation of Public porters in this City. The consideration thereof was postponed until the next meeting

[642] Ordered that the Superintendant of the Alms House be directed to have two stables standing in the Alms House yard removed.

* So in the original.—Ed.

Resolved that a Committee be appointed to inquire into the expediency of opening Chamber Street, to Chatham Street, and if expedient what measures are proper to be taken to effect the same. Alderman Barker Alderman Minthorne, and Mr Bogardus were appointed to compose the said Committee.

Resolved that an Ordinance pass for the formation of a Tunnel from the East to the North River agreeably to the report and profile presented by the Committee appointed to consider and report upon that subject And that the Street Comr endeavour to obtain cessions of such ground as is necessary for that purpose.

Ordered that the resolution for appointing two additional stands in Catherine Market be reconsidered

Ordered that the Market Committee be requested to report on the propriety of granting a stall in Catherine Market to John Valentine, provided Michael Nestell, is willing to relinquish it.

Ordered that the Mayor issue his Warrant on the Treasurer in favour of

Nicholas Carmer in advance for public repairs for..... $1,000

[643] In Common Council, March 28, 1803

Present. Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

John Oothout Wynant Van Zandt Junr Philip Brasher Mangle Minthorne Joshua Barker John P Ritter John Bogert	Esquires Aldermen	Jacob Le Roy Clarkson Crolius Caleb S Riggs Henry Brevoort Andrew Morris Ebenezer Stevens — Assistants

His Excellency the Governor, by and with the advice and consent of the Council of appointment having been pleased to renew the Commissions of Edward Livingston Esquire Mayor, and John P Pearss Esquire, Coroner of the City of New york, they severally attended in Common Council, and took the oaths of Office by law required

The Board assigned Stations to the Captains of the Night Watch as follows to wit

Nicholas Lawrence William Van Wart	first District
Magnus Beekman Nathan H Rockwell	Second District
Jacob Hays Charles Van Orden	Third District

[644] Ordered that Nathan H. Rockwell take immediate charge of the Watch company lately commanded by Hugh Gobel and that he be authorized to employ such men as he shall think best, until the further order of the Board.

The Committee who reported the watch law, were directed to select, and report the names of proper men to form the respective watch companies

The Committee appointed for that purpose having reported a place proper for the Erection of a new watch house the said Report was referred to the Committee by whom the Watch Law was reported

A petition from Louis Lorton and Joseph Watkins praying that the Ordinance for regulating Brannon Street may be extended 119 feet to the west of Washington Street being received the same was referred to the Street Commissioner who reported thereon as follows " That in regulating Brannon Street there will be a considerably quantity of more dirt to be removed from the high grounds than will be necessary to fill up the hollows for this reason it is desireable that the whole of the Street as far as the permanent line should be regulated at the same time. The Street Commissioner also begs leave to recommend that a public Slip be reserved at the foot of Brannon Street of two hundred feet in Breadth in a line with Watkins's Dock and that a Bulk head be built across the same. One [645] third of the expence of which to be paid by the Corporation and the remainder to be assessed on the Lots in the whole of the Street to be regulated. That the regulation of Brannon Street from Greenwich Street to the permanent line be a descent of One and half inch in ten feet All which is respectfully submitted. Joseph Browne

March 28th 1803.

It was thereupon Ordered that the said Report be accepted and that an Ordinance be drawn conformably thereto.

A petition was received from John McComb praying to be employed as a paver for the purpose of keeping the Streets in repair. Ordered that the same lie over for Consideration

*A petition from several inhabitants residing near the new market praying that a Market for Fish may be erected contiguous to the same was received and referred to the Alderman and assistant of the fifth ward.

Petitions were received from the New York bread company and Wm Donaldson praying to be relieved from the forfeitures incurred by

* Marginal note reads *Catherine Slip Market.*—ED.

neglecting to mark their bread. Ordered that the same be referred to the Inspector of bread.

Ordered that the City Treasurer be directed to inspect the Tax books of the respective Collectors of this City for the purpose of ascertaining what monies have been received by them thereon, and what monies are outstanding, And to report the same to this Board at the next meeting

A petition of Nicholas Anthony and others against paving Vandewater Street was received. Ordered that the same together with the Petitions in favor of paving the said Street received at the last meeting be referred to the Street Commissioner.

[646] A petition was received from a Committee of the New york Society for improving the fine arts, praying that a Lot of ground may be leased, or conferred to them for the use of the said Society, the same was referred to the Comptroller and Street Commissioner

iss^{d} Warr^{t} N^{o} 415

A claim of Mary Warren by William Davy her attorney to the sum of $327 $^{3}\%_{00}$ being the balance of monies belonging to the Estate of William Warren an intestate administered by the City Treasurer and paid into the Treasury having been received And the Recorder having reported that she is entitled to the said Balance. Ordered that the Mayor issue his Warrant on the Treasurer for the said sum in favor of William Davy for the use of the said Mary Warren

A petition from George Wilt for a Butchers stall was referred to the Market Committee

An application from William Thomas for the grant of Water Lots in front of his property near Corlaers hook was received and referred to the Comptroller and Street Commissioner

A similar application from Marinus Willett was received and referred to the Comptroller

An application from Matthias Ward for a lease of the House at the corner of Broad and Wall streets was referred to the Comptroller

The Comptroller was directed to let out the upper part of the Watch House in the first District

[647] Resolved that Alderman Oothout, M^{r} Riggs, and M^{r} Stevens be appointed a Committee to confer with the Directors of the Manhattan Company or any Committee they may appoint to agree and fix on some general principle for defraying the expence of repairing or new paving the Street or Streets through which their Water has been led and report the same to this Board.

The Committee to whom was referred the petition of T. Wortman report that upon Inquiry into the nature and variety of services performed by the Clerk, they are of opinion that he should be allowed Six hundred Dollars per annum as an equivalent for his services and stationary Ordered that the said Report be confirmed.

The following Ordinance

For the better regulation of public porters,

was passed to wit,

Be it Ordained by the Mayor, Aldermen and Commonalty of the City of New York in Common Council convened that the Mayor of the said City for the time being shall from time to time at his discretion appoint such and so many able bodied men being persons of good character to be employed as porters in carrying goods from place to place within this City

And be it further Ordained by the authority aforesaid that the Mayor at the time of granting such Licence shall assign to such public porters respectively suitable stands or stations, that it shall be their duty to attend at such stations at all reasonable times for the purpose of receiving such employment as may be given to them and that it shall not be lawful for any or either of [648] them to attend at any other place except the stands or stations assigned to them respectively on pain of forfeiting his or their respective licences

And be it further ordained by the authority aforesaid that it shall be the duty of each of the said Public porters and they are hereby respectively required to furnish themselves with good and convenient wheelbarrows and one hand barrow for every two of the said Porters for the better carriage of goods and articles

And be it further ordained that each of the said Public porters shall be known and distinguished by numbers from One progressively, and that each of them respectively shall wear a badge on which shall be engraved and specified in legible characters the name of such Porter and the number of his Licence. And further that it shall be the duty of each of such Porters to cause his own name the number of his licence, and the name of the place where he is stationed to be painted in legible letters and figures on his wheel and hand barrow on pain of forfeiting his Licence to the end that if any such Porter shall be guilty of embezzlement or other improper conduct he may be the more readily detected.

And be it further Ordained that the said Public Porters shall be

entitled to receive for every load which they shall carry in a wheel barrow within the distance of half a mile the sum of One shilling, and for every additional half mile One shilling. And for all articles carried in a hand [649] barrow One shilling and six pence for the first half mile and One shilling and six pence for every additional half mile

And be it further Ordained that if any such public Porter shall be guilty of demanding a larger sum than is hereby allowed him he shall forfeit his Licence, and further if any such Porter shall direct or permit any other person to carry goods for him, or in his name, the said porter so directing or permitting and the said person so carrying contrary to this ordinance shall respectively forfeit and pay the sum of One dollar for each offence, and the said Porter shall also forfeit and lose his Licence

Ordered that the Clerk prepare and publish an Order for removing the Horse market to the space in front of the new watch house at the corner of Division and Chatham Streets

Ordered that David Cook be displaced from his office as Inspector of Wood and that Joshua Hunt be appointed in his stead

Ordered that the Comptroller be authorized to sell the Pettiauger now in the service of the Commissioner of Scavengers

Ordered that the Street Commissioner under the direction and with the advice of the Counsel of the Board report to the Board in what manner the Piers to be built in front of the Seventy feet Street shall in the first instance be directed by this board to be built so as to authorize the Common Council either to take upon themselves to do the work instead of the Owners and occupants who shall neglect or refuse or confer their right on others. And Further that the Street Commissioner ascertain who have contributed to [650] the building of those piers already finished, and whether the Expences thereof have been borne by the Owners or occupants of Lots in the vicinity as may have been directed by law. and if so then to procure from the Counsel of the Board a proper form of a Cession or grant from this Board to vest in the persons who may be entitled to a Common interest in the said Piers so as to give them the Estate therein which the act of the Legislature contemplates.

The Board having Ordered a reconsideration of their resolution upon the Petition of John P. Ryerss, it was referred to their Counsel to report whether the Prayer of the said Petition can be granted without prejudice to the interest of the Corporation

Ordered that the Mayor issue his Warrants on the Treasury for the following sums towit

Isd Warts

Nos 416	Hugh Gobel for City Watch		$155.31
417	Magnus Beekman	do	155.31
418	William Van Wart	do	213. 6
419	Nicholas Lawrence	do	213. 6
420	Edward Walkeys for Candles		7.
421	Thomas Hazard lighting & cleaning City Lamps		248. 6
422	Bartholomew Skaats in advance for the purchase of Fuel		250.

[651] In Common Council, April 4, 1803.

Present. John B. Prevost Esquire Recorder

John Oothout	Andrew Morris	
Philip Brasher	Robert Bogardus	
John Bogert	Henry Brevoort	
Mangle Minthorne	Jacob Le Roy	Assistants
John P Ritter	Clarkson Crolius	
Wynant Van Zandt Jr	Ebenezer Stevens	
Joshua Barker.	Caleb S Riggs.	

Esquires Aldermen

Petitions were received from James Sullivan, Matthew Vogel and Philip Ferris requesting the Butchers stall lately occupied by Michael Nestell deceased, and referred to the Market Committee

Upon receiving and reading the opinion of the Counsel of the Board relative to the application of John P. Ryerss Ordered that the petition of the said John P Ryerss be rejected.

The Inspector of bread having reported unfavorably to the petitions of James Donaldson, Charles Kouleer and P. Rushang agent for the New york bread company praying to be released from forfeitures for neglecting to mark their bread. Ordered that the Prayer of the said several [652] petitions be rejected

Ordered that David Marshal be dismissed from his appointment as Keeper of Potters field and that John McKenzie be appointed in his stead to perform the duties of that appointment subject to the directions of the Superintendant of the Alms house and of the respective Magistrates of this City

The following Firemen were appointed, towit

James Bell Carpenter No 271 Greenwich Street

Jacob Clinch Merchant No 63 Pine Street

John N Luff Baker No 8 Beaver Street

John Kelly Baker No 171 Greenwich Street

to Company No 3, and John Parks to Company No 26 in the stead of George Lord who declines.

The following report was received from the Comptroller to wit.

The Comptroller upon the petition of John Spies Reports.

That the Petitioner is in possession and owner of the Lease of the Lot of ground N° 113 in Chatham Street and one other Lot N° 131 in William Street these Lots were originally leased by the Corporation to William Snyder and assigned by him to the petitioner by consent of the Common Council. The Petitioner prays that the Corporation would permit him to make an Assignment of the aforesaid Lots to Patience Bonnet for the remainder of the term The Comptroller is of opinion that [653] permission ought to be given as has been usual to make the assignment requested Selah Strong

Ordered that the same be confirmed

The following report was received from the Comptroller, to wit

The Comptroller upon the petition of Gilbert Van Mater Reports that the petitioner is owner of a Lot of ground adjoin^{g} the Corporation ground at Brooklyn, he is desirous of obtaining the grant of the soil between High and low water mark opposite his ground, and also the grant of the water opposite to part of the ground belonging to the Corporation The Comptroller is of opinion that it is proper to grant the soil from high to low water mark to M^{r} Van Mater opposite his ground reserving a quit rent of twelve and an half cents per foot. But not to grant him any part of the soil opposite the ground belonging to the Corporation. It is further recommended that the Corporation lease to M^{r} Van Mater so much of the soil between high and low water marks as lies in the rear of the Lots which he leased from the Corporation during the term of his Lease upon condition of his filling in and making the Dock and restoring it in good Order to the Corporation at the expiration of his Lease. Selah Strong

Ordered that the aforegoing report be confirmed

The following Report was received from the Comptroller, to wit

The Comptroller upon the petition of Cary Ludlow. reports that the petitioner is desirous of wharfing out opposite his ground at Brooklyn and requests a grant from the Corporation for that purpose. The Comptroller is of opinion that a grant be made to M^{r} Ludlow of the soil between [654] high and low water Marks opposite his ground at the yearly quit rent of twelve and an half Cents per foot

Selah Strong

Ordered that the aforesaid report be confirmed

Ordered that the Counsel of the Board be requested to examine the title of the Corporation to the Lands upon the margin and in the

vicinity of the Collect claimed by John R Livingston, Edward Livingston, Dominick Lynch, and others.

The following Report was received from the Comptroller to wit.

The Comptroller agreeable to a resolution of the Corporation respecting a piece of ground on the Broadway, that was purchased some years since for the erecting of works to supply the City with Water—Reports—That, the piece of ground in Question contains about One acre and three quarters, is a high hill, and cannot be applied to any profitable use in its present State—the Corporation owns the Collect, and a quantity of low marsh adjoining to it to the amount of between 5 & 6 acres. It is a desirable thing that this low ground should be filled up both for the health of that part of the Town, and also that the ground be applied to some beneficial purpose. It is Recommended that Contracts be made with Suitable persons for digging out this Hill and filling up the Meadows with [655] the Earth to a suitable heighth, there is also a piece of ground adjoining the ground of the Corporation that belongs to Frederick and Augustus Van Cortlandt, the Earth on which was offered to the Corporation a few years since gratis, provided they would remove it. This ground being very handy to fill up the Collect It is Recommended that application be immediately made to Messrs Van Cortland and if it can be obtained that Contracts be made with proper persons to remove it into the Collect Selah Strong

Ordered that the said Report be confirmed. That the Comptroller apply to Messieurs Van Cortlandt for permission to use the earth mentioned in the said report, and that the Street Commissioner issue the proposals to have the same carried into the Collect.

The following Report was received, and confirmed.

The Building Committee beg leave to state that on the 21st of March last, they made a report to the Board on the subject of the new City hall in which report they recommended the adoption of Mr John McCombs reduced plan. Since which doubts have arisen in the minds of the Committee as to the propriety of diminishing the length and thereby to leave out two windows in Front. The Committee have seriously deliberated on this measure and after consultation with the chief Architect and Chief Master Carpenter they are of opinion that the full length of the Building ought to be preserved agreeable to the original plan, as being more conformable to the Strict rules of Architecture—Which in a building of such Magnitude [656] is of primary

Importance. All which is respectfully submitted to the consideration of the board.

John Oothout
April 4, 1803. Chairman

Jacob Behrman was permitted to erect a coal vault in front of his property in Dey Street under the direction of the Street Commissioner

The Street Commissioner to whom was referred the petition of Levinus Clarkson and others praying that Jay Street may be regulated and paved

Reports

That the prayer of the petition ought to be granted. He therefore begs leave to recommend that it be regulated with two descents, one to Greenwich Street, the other to Hudson Street each to be one and half inch on ten feet. And that an Ordinance be passed accordingly

Joseph Browne

Ordered that the said Report be confirmed that the Clerk draw an Ordinance for regulating Hudson Street, Jay Street (to the East side of Greenwich Street, and Harrison Street, under the direction of the Street Commissioner, and that John Crolius Jun^{r} John Remmey, Philip Ruckle, William Dustan and John Van Orden be appointed Assessors for the same.

[657] A petition was received from D. Lyman to be relieved from a penalty for incumbering a Street. Ordered that the prayer thereof be rejected

A petition was received from Tunis Quick praying that the line of the South Side of Beaver Street be regulated Ordered that the same be referred to the Street Commissioner

The Street Commissioner reported upon the said petition

" That having examined the situation of the said Street he finds it as stated in the petition. He is therefore of opinion that when new houses are to be built they ought to conform to a straight line. The Street Commissioner therefore begs leave to recommend that the Houses hereafter to be built shall conform to a line commencing twelve feet to the southward of the Curb stone at the intersection of White hall Street and Beaver Street thence proceeding in a straight line to the intersection of Broad Street and Beaver Street twelve feet to the southward of the present Curb stone in Beaver Street

Joseph Browne

Ordered that the said Report be Confirmed

The Committee to whom was referred the petition of John Duffie and others respecting the Coasting Vessels coming into the Old Slip reported as follows, to wit—That they have examined into the facts set forth in the petition and taken much pains to inform themselves and conversed with many people respecting the situation of the public Slips and the accommodation of Coasting Vessels. And have also examined the present legal [658] provisions for preventing the public slips and wharves being occupied by Coasters to the exclusion of Market Vessels. And the result is as the Law now stands, it will if put in force remedy the Evil complained of, as every Sea Vessel whatsoever, and every Coaster above the burthen of Eighty Tons are prohibited from entering or lying in a public Slip without special permission in writing from the Mayor, Recorder, or one of the Aldermen under the penalty of Ten Dollars for every twenty four hours. And your Committee understand from some of the petitioners that they knew the law but did not chuse to make complaints and have the penalty exacted, inasmuch as the person who hired of the Corporation the Slips and wharves ought to enforce the law relating thereto. On inquiry of this person it appears that he was not ignorant of the Law but permitted it to be violated because he found an advantage in it by reason of the Coasters which came into the public slips paying him wharfage at the same rate as they would pay at a private wharf. Whereas if they were kept out of the slips they would be occupied by vessels paying by the year. Your Committee are not informed whether the person who has hired the public slips has been appointed Dockmaster or not, if he has not, the Committee recommend that he be so appointed, as the Ordinance relative to the Public slips contemplates such an Officer to carry it into effect. And if he has been appointed already, or when he shall be appointed [659] *appointed* the Committee recommend that the Board pass a resolution directing him to enforce the Laws punctually and without reserve.

John Oothout
Caleb S Riggs
Joseph Browne.

A petition from Isaac Van Vleck requesting this board to ascertain the Boundary line between Lands belonging to him and Land of George Janeway was referred to the Comptroller and Street Commissioner

Ordered that the Comptroller be authorized to have executed, and deliver to Marinus Willet a grant for Water Lots in front of his

property near Corlaers hook pursuant to the Order of the Board formerly made for that purpose

Watchmen appointed to the several companies of Night Watch to wit

Company of Nicholas Lawrence, first District.

John Holloway	Jacob Revier	Mark McCamon
Daniel Wilsey	Joseph Pettit	William Lawrence
Barnabas Wood	William Van Aulen	Thomas McGuire
John Letson	John Nevin	John Robison
Thomas Stewart	Frederick Storm	Edon Norris
Stephen Bloomfield	Jonathan Wayman	John Austin
William Thomson	Jonah Cutting	Morris Smith
Peter Van Blarcom	William Parker	
Edward Potter	Francis Rylee	

[660] Company of William Van Wart, first district

John Vandenbergh	John Thomas	William Mills
John Concklin	Henry Storms	Joshua Hunt
Charles Titus	Isaac Navarro	Richard Smith
Martin Painder	Peter Hulh	Daniel Parker
Matthew Wheeler	Joseph White	Jacob Thurston
Robert Cronck	Stephen Wastevalt	John Pool
Christian Brown	Cert de bevois	Paul Vandervoort
Daniel Petit	Benjamin Smith	John Roy
Nicholas Storms		

Company of Magnus Beekman, Second District

Peter Peterson	Barent Van Horne	Henry Bird
Peter Youman	Isaac Ryckman	Solomon Dean
Barzillar Ransom	David Covert	Abraham Deforeest
John Avory	Arthur Miller	Ephraim Ginings
Joseph Parker	Matthew Colyer	Francis M Culle
Gilbert Dean	George Mount	Thomas P Brower
Peter Lott	James Smith	Isaac Bice
Samuel Hyler	Abraham Deremer	James Frost
Henry Leak	John Allen	Garret Nostrunt

Company of Nathan H Rockwell, Second District

James Lockwood	John Simpson	George Durand
Joseph Ayers	Robert Wallace	Henry Stormes
Gold Canfield	Joseph Brotherton	Briggs Pinckney
John Powell	Thomas Freeborn	Henry Williams
Joseph Ludlam	Thomas Carman	William Morgan
Frances Adams	William Lewis	James P. Allen
Nathaniel Mouleson	Joel Rose	William Crawford
Joseph Butman	Arthur Orr	Abraham J Brower
Silas Tobias	Peter Knight	John Knapp

[661] Company of Charles Van Orden, Third District

Gad Dumbalton	George Goodhart
John Cough	Robert Sneeden
John Johnson	John Richardson
Robert Gilmore	Thomas Griffin
Richard Earle	William Hopmier
William Scott	James Skaats
John Hatfield	Halmus Van Houten
David Secor	Davis Taylor
Thomas Darling	James Vanderbeck

Company of Jacob Hays. Third District

John Talman	William Huxley
Edward Hall	William Brison
Robert McCord	Stephen Ogden
Henry Retan	Adonijah Harrison
Weart Valentine	Charles Thurston
John Bogert	Jacob Acker
Nicholas Devew	James Van Houten
Joseph Washburn	John Deremere
James Meeks.	Albert Bogert.

Ordered that the watch companies of the third District meet at the house of Charles Van Orden in the sixth ward until the further direction of this board, and that the said Charles Van Orden receive a suitable compensation for the use of a room for that purpose.

[662] In Common Council, April 5, 1803.

Present John B Prevost Esquire Recorder

John Bogert		Jacob Le Roy	
Mangle Minthorne		Ebenezer Stevens	
John Oothout	Esquires	Henry Brevoort	Assistants
Wynant Van Zandt Jr	Aldermen	Robert Bogardus	
John P Ritter		Andrew Morris	
Joshua Barker			
Philip Brasher			

The Board appointed the following persons to serve as Inspectors of the ensuing Election of Members of Assembly of the City and County of New York, and of one Senator from the Southern District

1st ward	Henry J Wyckoff
	William Edgar
	Nicholas Evertson
2nd ward	Philip Ten Eyck
	John Delafield
	Joseph Fay

3d ward	Isaac Burr
	John Titus
	John Tergee
[663] 4 ward	John B Dash junior
	William G Miller
	John Mills
5 ward	Nehemiah Allen
	Jasper Ward
	Garrit B Abeel
6 ward	Ezra Weeks
	Thomas Demarest
	William Dustan
7 ward	Jacamiah Ackerly
	James A Stewart
	Benjamin Thurston

A petition of Francis C Le Roy to receive the monies belonging to the Estate of Francis Diez, decd in the City Treasury, together with his account against the said Francis Diez were received and referred to the Comptroller.

Ordered that Richard Furman Esquire. Superintendant of the Alms house be authorized to remove or pull down the Barn in the Alms House yard at his discretion

[664] In Common Council, April 11, 1803

Present. Edward Livingston Esquire Mayor
John B Prevost, Esquire Recorder

John Oothout	Esquires Aldermen	Jacob Le Roy	Assistants.
Mangle Minthorne		Andrew Morris	
Philip Brasher		Clarkson Crolius	
Wynant Van Zandt Jur		Caleb S Riggs	
John P Ritter		Ebenezer Stevens	
Joshua Barker		Robert Bogardus	
John Bogert		Henry Brevoort	

James Anderson an Assessor of the fourth ward appeared and took the oaths of Office required by Law.

Ordered that the resolution of the first of June 1801 respecting the Erection of Piers, and an opinion of the Counsel of the Board relative to that subject be referred to the Street Commissioner with directions that he take speedy measures to carry the same into Effect

A petition of John W Selam praying to be employed in keeping the public clocks in Order was postponed.

[665] The following persons were appointed Firemen to wit.

To the Company N° 27.

Francis Pasman, John Targee, Harmon Blauvelt, Gerardus Riker, John M Riker, William Riker — These six, removed from other companies

Charles P Poinier
Leonard Lispenard
Frederick Storm
Richard Shute
Hugh Barr
Isaac Debois
Martin Powlis
Thomas Lispenard
Abraham Powlis
Henry Powlis
Anthony Lispenard Junior
David J Secor
Martin Schultz

To Company N° 6.

Isaac Anderson, instead of Daniel Pettit resigned

To Company. N° 12.

Peter Riker, Silversmith of Cherry Street, instead of James Robison resigned.

A petition from Mary Nestell praying to have the use of the stall which was assigned to her late husband. A petition of Henry Carrier and Frederick Hawes for liberty to exchange stalls, and the several petitions of William Neilson, and Isaac Varian for Butchers stalls were received and referred to the Market Committee

An application of M^r Leonard Fisher to lease some ground near the Collect was referred to the Comptroller A petition for a drain in Water Street to the Street Commissioner. A petition of George Codwise for a grant of Water Lots opposite his property in Front Street [666] And an application of Garret B and John Abeel to purchase a lot of ground near Magazine Street were referred to the Comptroller

Ordered that the Attorney of this Board be directed to amend the Ordinance regulating the Sale of Firewood in such manner as will prevent forestalling that article.

Ordered that the Assessment for digging and filling in Leonard Street be referred to the Assessors for correcting such mistakes as may exist therein

Resolved that the Comptroller be requested to embrace the most favorable time to procure a sufficient quantity of the best quality of Winter and Summer Lamp Oyl, and that the Vats containing each sort be so numbered as will enable the Committee to direct the use of each in proper seasons.

Resolved that the Street Commissioner Order all the Fish cars, Mahogany &^c laying between M^r Waltons house west side of Fly

Market Slip and corner of Isaac Kibbe's store South Street, forthwith removed, and that Mr Walton cover the Lot with a sufficient stratum of wholesome Earth or gravel and fence in the same.

Resolved that the respective Captains of the several Watches return to this Board four able bodied men properly qualified to [667] do duty as watchmen to be considered as what is commonly called Chance men to do duty when the regular Watchmen either by neglect or indisposition do not regularly attend Also resolved that the respective Captains of the first Watch District return the names of nine able bodied men each And the respective Captains of the third Watch District return the names of four able bodied men each to be added as regular Watchmen to their respective companies

The following report of the Comptroller was received and confirmed to wit.

The Comptroller upon the petition of William Bayard reports that frequent applications have heretofore been made by persons owning Land on York Island for a grant of the soil between high and low water mark opposite their Land, but the Corporation have invariably refused to grant beyond the settled parts of the City for the following reasons that if the grant was made it would be expected at a very low price and when obtained to low water mark the Grantee could wharf out into the River any distance he pleased without being under the Controul or direction of the Corporation. That if the grant was made to one another would have an equal claim to the same privilege by which means the ground between High and low water mark round the Island would be taken up which would deprive persons bringing Timber to this Market of a suitable place to deposit it until sold It is therefore the opinion of the Comptroller that the request of the Petitioner ought not to be granted

April 11, 1803. Selah Strong

[668] "The Street Commissioner and Comptroller to whom was referred the petition of Samuel Franklin requesting permission to extend his wharf near New Slip further into the East river Report that the prayer of the petitioner be granted upon condition of his extending the wharf not exceeding 210 feet from the South side of Front street and making bridges and piers alternately in the same manner that the piers and bridges are Ordered to be made extending from South Street." Ordered that the said Report be confirmed and the prayer of Samuel Franklin granted agreeably thereto.

The following report from the Comptroller was received and confirmed to wit.

The Comptroller pursuant to a resolution of the Common Council requiring him to report to the Board what will be proper to be done with the ground between high and low water mark on the North River, Reports. That the shore from Chambers Street to Bestevers Killitie from high to low water mark is principally occupied by persons that have built docks thereon or erected sawpits or make use of it to deposit Timber These persons pay no Rent to the public [669] who is the sole proprietor of the soil. And as long as they are permitted to occupy the ground without paying rent for it they will not take out the grants. It is recommended that the Shore to the Southward of Bestevers Killitie where no grants have been taken out, and which is not occupied by wharves be hired out from year to year for the best price that can be obtained. And that part of the shore where wharves or other improvements are made be charged to the occupants at the Yearly rent of 50 Cents per foot until they take out their grants. As to the shore Northward of Bestevers Killitie it is believed it would not be proper to hire it as it would create contention between the person that hired and the owners of the upland but that it would be more for the public convenience to reserve the shore for the use of Rafts to ground upon and make fast too, that are brought down the river for sale. Selah Strong

April 11, 1803.

A petition of several inhabitants against depositing manure in the vicinity of Mr Rhinelanders wharf was received and the consideration thereof postponed

The Comptroller and Street Commissioner to whom was referred the petition of Isaac Van Vleck and Daniel Denniston report that having examined the nature of the Dispute set forth in the said petition [they] are of opinion that it does not at present nor can in any future contingency affect the interest of the Corporation And therefore recommend that the petitioners have leave to withdraw their petition Ordered that the said Report be confirmed

[670] The Committee that was appointed to make proper reservations for public slips and Basons. Report

That they have examined the North and East rivers and agreed that a space of 260 feet at the foot of Read & Jay Streets, 200 feet at the foot of Moore Street 200 feet at the foot of Laight Street, 200 feet at the foot of Watts Street, 200 feet at the foot of Brannon Street,

and 200 feet at Bestavers Killitie be reserved for Basons on the North River. That there be reserved on the East River 100 feet at the foot of Clinton Street, 120 feet at the foot of Scammel Street 100 feet at the foot of Ferry Street, and 100 feet at the foot of the Street next to Corlaers hook for public Slips—All which is submitted

Wynant Van Zandt Junr
Joshua Barker
April 11, 1803. Joseph Browne
Selah Strong
John Bogert

Ordered that the said Report be confirmed and the reservations made accordingly

Ordered that the appointment of John V. Brevoort as a public guager be and the same is hereby rescinded

[671] Ordered that James Huxley be discharged as a Watchman and that Henry Fox be appointed in his stead

The following report of the Market Committee was received and confirmed to wit

The Market Committee state to the Board that John Titus Butcher has been lately appointed to Stall No in the Hudson Market the said Titus has refused to accept his appointment on account of his residing on Long Island. The Committee therefore recommend that John Tenbrook be appointed in the place of said Titus.

April 11, 1803.

Philip Brasher
Wynant Van Zandt Jr
John Oothout

Ordered that it be referred to Mr Riggs Mr Bogardus and the Attorney of the Board to examine the Ordinances of the same and report such revisions and alterations therein as they may deem expedient

Resolved that the person who shall be authorized to collect the wharfage of the public piers and Slips in the City of New york for the time being whether such person collects the wharfage for his own account in consequence of a purchase of the Right from this Board, or shall be employed by the Board to collect the same for the use of the Common Council shall be and hereby is appointed to Act as Dockmaster and in that Capacity to enforce the Ordinances of the Common Council relative to the Public piers and Slips according to the Provisions thereof.

Resolved that a Copy of the above be furnished [672] to the person who at present collects the wharfage, and.that the Board expect from him a compliance therewith

Resolved that the Street Commissioner examine the Common Sewer at the foot of Roosevelt Street and cause the same to be properly repaired without delay.

Resolved that the Street Commissioner without delay take proper measures to remove a certain shop standing in Franckford Street at the corner of Jacob Street

Resolved that the Clerk draft an Ordinance prohibiting the landing of Charcoal within any of the market slips in this City.

The Comptroller reports that he has examined the accounts and vouchers of Edward Livingston Esquire the Mayor of monies received and paid by him for market fees from 24th Augt 1801 to the 31st December 1802 inclusive that it appears the Mayor has recd from Nichs Roome, Richard Smith and Jacob Hays deputy Clerks of the Market the sum of Three thousand two hundred & eighteen pounds 1/10. Exclusive of Three hundred and fifty seven pounds 8/2 which they have retained [673] for their fees of collecting. That the Mayor has retained the one half of the first mentioned sum to his own use. that he has paid for sweeping and cleaning the markets. One hundred and twenty six pounds 18/ and has paid to Daniel Phœnix, City Treasurer One thousand Pounds, which leaves a Balance of Four hundred & eighty two Pounds 2/11 due the Corporation. The Comptroller further reports that he has examined the accts and vouchers of the Mayor for monies received & paid by him for Tavern licences from the seventh Septr 1801. to the 31 Decr 1802 That he has received for 2286 Tavern Licences the sum of Three thousand four hundred and twenty nine pounds. That he has paid Garrit Gilbert Esqr Commissioner of Excise Eighty five pounds 14/6 being a Commission of 2½ per Cent for receiving & collecting the monies That the Mayor has retained 3/10 for his own use, and has paid Thirty eight pounds 16/ for printing blank Licences &c That he has paid one pound 9/. for a Certified Copy of a Law to regulate buildings and paid Daniel Phœnix Treasr One thousand five hundred and seventy four pounds 8/ which leaves a balance due the Corporation of Six hundred and ninety nine Pounds 18/6 All which is submitted. Selah Strong
April 11th 1803

N B. The Mayor states in his acct that Six hundred and Eighty five Pounds 16/ has been retained by Garrit Gilbert Commissioner of

Excise for the use of Tunis Wortman for his services as Clerk to the Common Council he has produced a Certificate from Mr Gilbert to that [674] Effect. the Mayor thinks he ought not to be charged with that sum as it has never come into his hands.

Selah Strong

Resolved that the Mayor account for. and pay into the Treasury without delay the balances of money now in his hands arising from the market fees and Tavern Licences up to the 31 Dec 1802 including the sum of £685.16 said to have been retained by Garrit Gilbert for the use of Tunis Wortman this board considering the Mayor as responsible to the public for the whole of the sums aforesaid

Resolved that this Board will not in future allow any sum by way of Commission for the receipt of the monies to which the Board are entitled arising from Tavern Licences

Resolved that the Comptroller confer with the Mayor of this City as to a proper sum in gross to be allowed to the Mayor out of the Tavern Licences as a Compensation for his Services in issuing the same and receiving and accounting for the fees thereof. And also as to a proper sum in gross to be received by the Mayor out of the Market fees in full for all his interest therein, and in case the Comptroller shall agree in opinion with [675] the Mayor on these subjects that he report to the Board a plan for the punctual and regular collection of the same.

Resolved that the Comptroller be and he is hereby directed to settle the claim of Tunis Wortman Clerk of this Board at the rate of Six hundred Dollars per year

Ordered that the Building Committee be authorized to remove the ground which shall be taken out of the Cellar of the New City hall, under the direction of the Street Commissioner and at the expence of this Board. And to keep separate accounts of the said Expence.

The following report concerning the Regulation of the Bowery Road. was received from the Street Commissioner.

"An ordinance was passed by the Board last fall for regulating and paving the Bowery road from Pump Street to Bullock Street, but on account of the Season No Measures have yet been taken to carry the same into effect. With due deference to the opinions of the Gentlemen who recommended and of those who adopted the regulation of this Street the Street Commissr begs leave to suggest the propriety of altering the regulation so that the ground at the intersection of Bowery Road and Grand Street may be lowered four feet three inches

below the level contemplated in the resolution that has been adopted. He has been induced to it for the following Reasons

[676] The distance from the Bowery Road to any part of the East River above Corlears hook is full 5000 feet. The Elevation of the Road above high water is not more than 33 feet. Consequently it will not allow of a descent of more than ¾ of an Inch in ten feet from any part of this road to the river—a descent by no means sufficient. If the adopted Regulation should be carried into effect, it will be necessary to raise the ground at some intermediate place between the said Road and River, so that a part of the Streets may descend across the Road to the North River and the rest to the East River, but on account of the Scarcity of ground in this Neighbourhood that could be removed for this purpose it is possible it could not be accomplished. Now as the same end may be attained by depressing the Bowery Road below its present level, without disadvantages of any sort The Street Commissioner begs leave to recommend that the Bowery Road may be regulated with a descent of two inches on 10 feet from Pump Street to Grand Street and with an ascent of One inch and one fourth [677] of an inch on 10 feet from Grand Street, to Bullock Street.

All which is respectfully submitted

New york April 11th 1803 Joseph Browne

Ordered that the said report be confirmed and the regulations thereby recommended, adopted.

Resolved that the Aldermen of the 5th 6th and 7th wards determine the place where a Watch stand near the division of the 5th and 7th wards shall be placed.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts. to wit.

Isd Warrts

Nos 423.	Magnus Beekman for City Watch	.....	$148.55
424.	Nathan H Rockwell	ditto	147.46
426.	William Van Wart	ditto	167.31
425.	Nicholas Lawrence	ditto	178.75
427.	Selah Strong Esquire 6 months Salary as Comptroler due 29th March last and Cash paid for Books	.....	834.75

[678] In Common Council. April 18. 1803

Present John B. Prevost Esquire Recorder

John Oothout Philip Brasher John Bogert Wynant Van Zandt Junr Mangle Minthorne John P Ritter Joshua Barker	Esquires Aldermen	Jacob Le Roy Andrew Morris Clarkson Crolius Henry Brevoort Caleb S Riggs Ebenezer Stevens	Assistants

The Board passed the following Ordinances to wit

1. A Law for the due observance of the Lords day called Sunday.

2. A Law directing the uses of the Public Seals of the City of New york.

3. A Law to regulate the admission of Freemen in the City of New york.

4 A Law to regulate the Public Markets in the City of New york.

[679] 5. An Ordinance for establishing the assize of bread within the City of New York.

6. A Law for the appointment of a Street Commissioner and to regulate the paving and keeping in repair and to prevent obstructions in the Streets of the City of New York.

7. A Law for the appointment of a Superintendant of Scavengers. and to prevent nuisances in the City of New York.

8. A Law for preventing and extinguishing Fires in the City of New York.

9. A Law to regulate the keeping of Gun powder in the City of New York.

10. A Law to regulate Surveyors in the City of New York.

11. A Law to regulate Carts and Cartman in the City of New York.

12 A Law to regulate the landing and sale of Hay in the City of New York.

13. A Law to regulate the Sale of Firewood in the City of New York.

14. A Law to regulate the sale of Lime in the City of New York.

15. A Law to regulate the Sale of Charcoal in the City of New York.

16. A Law to regulate the Sale and Cartage of Manure Sand and clay in the City of New York.

17. A Law to regulate the fees of Weighmasters and Measurers in the City of New York.

[680] 18. A Law to regulate the lying of Vessels at the Public wharves and in the Slips of the City of New York and to establish the rates of Wharfage

19 A Law to regulate the Sale of Horses, to prevent their running loose in the Streets and to prevent racing in the Streets or high ways in the City of New York.

20 A Law to regulate the passing of Carriages and Sleds Meeting each other in the Public Streets and roads in the City of New York.

21. A Law to prevent the ringing or tolling of Bells. for Funerals. in the City of New York.

22. A Law for the better regulation of public porters in the City of New York.

23. A Law to prevent firing guns.

24. A Law to prevent improper conduct on certain days.

25. A Law to prevent Dogs from running at large

26. A Law for the establishment of signal Poles at Staten Island

27 A Law to appoint a Comptroller of the City of New York.

28. A Law for the better regulation of the City Watch and for the division of the City into districts for that purpose.

29. A Law relating to persons licenced by the Mayor to retail spiritious liquors under the Charter of the City of New York and also to boarding house keepers

[681] Ordered that the attorney of this board be authorized to have the aforegoing Ordinances published at the expence of the Common Council

The following persons were appointed Watchman in addition to the respective Companies in the first and third District. to Wit.

William Van Warts Company—1st District Gold Candfield, Joseph Ayers, Silas Hopping, Jacob Acker, William King, John McMullen, Edward Hopper, Halmus Van Houten, Samuel Edgar.

Nicholas Lawrence's Company—1st District Thomas Bagley, Samuel Vallow, Ambrose Brown Joseph Boss, Rier Demarest, Michael Burk, John Stanton, Silas Tobias, William Burton

Charles Van Orden's Company—3d District Benjamin Laurence, John Garbatt, William Hungary, John Utt Junr Samuel Vanbryck in place of Halmus Van Houten who declines.

Jacob Hay's Company—3d District John Haswell, John Vaun, Joseph Brooks Henry Hammond and Job Scribner in the place of Jacob Acker who declines

The following inscription and resolutions for laying the first Stone of the New City Hall were adopted. to wit

The Corner Stone of the
Hall of the City of New York
Was laid by order of the Common Council
By

Edward Livingston Esquire		Mayor
John B Prevost		Recorder
[682] Wynant Van Zandt Junr	Alderman	1st Ward
Andrew Morris	Assistant	
John Oothout	Alderman	2d Ward
Caleb S Riggs	Assistant	
Philip Brasher	Alderman	3d Ward
Ebenezer Stevens	Assistant	
John Bogart	Alderman	4th Ward
Jacob Le Roy	Assistant	
John P Ritter	Alderman	5th Ward
Robert Bogardus	Assistant	
Joshua Barker	Alderman	6th Ward
Clarkson Crolius	Assistant	
Mangle Minthorn	Alderman	7th Ward
Henry Brevoort	Assistant	

On the.....day of.....Anno Do 1803
And the 27th Year of the Independence of the United States

John Oothout	Esquire	Building Committee
Wynant Van Zandt Junr	"	
Philip Brasher	"	
Joshua Barker	"	
Mangle Minthorn	"	
Jacob Le Roy	"	
Robert Bogardus	"	
John McComb Junr	Architect	
Joseph Newton	Carpenter	
Anthony Steinback, Arthur Smith		Masons
George Knox, Alexander Campble		Stone Cutters

[683] Resolved, That the preceding Inscription be Engraved on Marble, & that the Board attend the Mayor in laying it in the South East corner. as the first Stone of the New City Hall

Resolved. That the Mayor draw on the City Treasurer, for the Sum of Fifty Dollars and present it to John McComb when the Ceremony is performed, as a Compliment to the Workman.

Isd Warrant No 481.

Ordered that the Superintendant of the Alms house be authorized to dispose of the fence which shall be taken up near the said Building upon the best terms at his discretion

Ordered that the Mayor be authorised to Issue his Warrants on the Treasury for the following sums—to Wit

Jacob Hays for City Watch	$98.70
Charles Van Orden do	98.70
Peter Field for attending public clocks to 1st inst	50.
Tunis Wortman for Salary as Clerk from 1st Septr 1801. to the 1st April inst. including stationary—a $600 pr Annum	950.
Theophilus Beekman a quarters salary as Special Justice	187.50
Jacob De la Montagnie Ditto	187.50
Bernard O'Blenis a quarters salary as Clerk of the Police office	225.
Nicholas Carmer in advance for public repairs	1000.

[684] In Common Council, April 25th 1803

Present Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

John Oothout John Bogert Philip Brasher Joshua Barker	Esquires Aldermen	Jacob Le Roy Andrew Morris Robert Bogardus Clarkson Crolius Henry Brevoort Caleb S Riggs.	Assistants

The petition of John Shaw and others that Pearl Street may be regulated was received and referred to the Street Commissioner.

The petition of Paul D'Noyelle praying to be released from a penalty for permitting a Dog to go at large was referred to the Atty of the Board.

Ordered that Henry Retan be retained as a Watchman but that he be reprimanded for his Offence

A Law for regulating Fences. & a Law to prevent the setting of Fences or other obstructions in the River passed the Board.

[685] The petition of John Tuckness, Baker, to be relieved from a Fine for not marking his bread was referred to the Inspector of bread.

The petition of Richard Coyle for a Butchers stand in the Catherine Market was referred to the Market Committee

A petition that First, and Pump Streets may be regulated was received and referred to the Street Commissioner

Ordered that Elias W Nexsen be and he is hereby appointed to the Office of a City guager.

The petition of John Brown stating that £144:8 is due to him as Collector for digging out and regulating Leonard and Chapel Streets, and praying that the money be paid him out of the City Treasury was received. *Ordered that $250 be advanced him on account And that this Board retain the same out of the Assessment monies when collected

The Recorder to whom was referred the claim of Isabella Munro and others to the monies paid over by the Chamberlain as administrator of Donald Munro, late of this City Merchant reported that he has examined the said claims. and is of opinion that the Balance ought to be paid to the petitioners as the legal representatives of the said Estate. Ordered that the said report be Confirmed And that the money be paid to the said petitioners accordingly

The Recorder also reported that he has examined the [686] claim of William May and others to the monies paid over by the Chamberlain as administrator of Thomas May deceased and is of opinion that such balance ought to be paid to the petitioner as the legal Represᵛ of the said Estate, Ordered that the said Report be confirmed And the money paid accordingly to the said petitioner

The following Report was received from the Comptroller to wit.

The Comptroller to whom was referred the petition of George Codwise junʳ requesting a grant of the soil under water on the East side of Burling Slip. Reports that the Corporation for more than ten years past have been desirous of making improvements on the East side of Burling Slip for which purpose they have by repeated resolutions required Simeon and Rem Remsen and John Riker who are entitled to the preemption right of the Water to take out the grant, and make piers so that the Slip might be compleated on the Eastern side. These persons have refused or delayed, and do continue to refuse or delay taking out the grant, and making the improvements agreeable to the orders of the Board. From the past conduct of Messieurs Remsen & Riker it appears [687] improbable they will make the improvements required but that they may not have the least shadow of complaint if they should be deprived of the grant It is recommended that the Clerk serve them with a notice requiring them to give an answer before the ..... May to the Comptroller and entering into satisfactory Security that they will take out the grant and compleat the improvements by the 1 November next agreeable to the order of the board on the 9 June 1792 or they will ever after be deprived of the

* Marginal note reads *Lien on Leonard & Chapel Streets.*—ED.

grant, that in case Messrs Remsen & Riker do not comply with the terms offered that the Comptroller be authorized to make the grant to George Codwise junr of his Lot upon Condition of his making a street of 20 feet wide in front of his Lot along side of the Slip the whole extent of the grant relinquishing the right of wharfage inside of the Slip.

April 18. 1803. Selah Strong

Ordered that the said Report be confirmed that the Clerk give the notice to Messieurs Remsen & Riker therein mentioned and upon their non Compliance that the Comptroller be authorized to make the grant to Mr Codwise pursuant to the said Report

The Street Commissioner and Comptroller to whom was referred the petition of Wm Thomas praying for a grant of the soil under water opposite his ground at Corlaers hook. Report. That the prayer of the petitioner be granted reserving Scammel Street to be continued Fifty feet wide from Water Street into the River, and also reserving Front and South Streets their usual breadth

All which is Submitted Selah Strong
April 18. 1803. Joseph Browne

[688] The Comptroller to whom was referred the petition of Philip Ruckel and Robert Watts. reports

That the petitioners contracted to dig out & regulate Church, Catherine and Thomas Streets in the year 1800

That the work has been compleated and there is a balance due them of £22.17.8 That it appears this deficiency has arisen from the following Lots of ground, which have not been paid for

116 feet in Catherine Street assessed to Walter Bowne which belongs to Judge Lewis. charged at	£10: 5: 0
25 feet to Walter Bowne vacant	2: 6: 4
Sarah Coddington deficient	14: 4
7 feet to John Somarindike no such person to be found	12:11
25 feet to Walter Bowne in Thomas Street now in possession of Michael Bayard	5: 4: 8
In the hands of John P Groshon Collector	3: 4: 1
	22:17: 4

Ordered that the said Report be referred to the Assessors of the said Streets to ascertain who are the true occupants or proprietors of the Lots for which payment has not been made and to make such further assessment as right may require

The Street Commissioner reported that Water from the Manhat-

tan Company can be procured for the use of building the New City hall at the rate of $100 per Annum, Ordered that the same be referred to the Building Committee.

The following Report was received from the [689] Street Commissioner, to wit,

The Street Commissioner to whom were referred the several petitions of Jacob Cholwell and others. Thos Burling & others and Nicholas Anthony and others on the subject of paving and regulating Vandewater and Frankford Streets. Reports That Vandewater Street ought to be regulated with a descent of 3½ inches on ten feet from Pearl Street to Franckford Street, and that Frankford Street ought to be regulated with a descent of 1⅞ inches on ten feet from Rose Street to Jacob Street as more fully appears by the profiles annexed. The Street Commissioner therefore begs leave to recommend that Ordinances be passed for regulating and paving the said Streets accordingly

The following report was received from the Street Commissioner to wit. The Street Commissioner to whom was referred the petition of Theophylact Bache and others praying for permission to construct a drain in Water Street from Gouverneurs Alley to the Old Slip. Reports. That the Nuisances complained of are such as merit the interference of the Corporation. The sinks permitted to have been placed in Water Street are receptacles of filth of every kind which not only annoy the senses but are no doubt prejudicial to the health of the Inhabitants. The Street Commissioner is therefore of opinion that a circular Common sewer of Sufficient capacity of brick or other durable materials. should be extended in Water Street from Gouverneurs Lane to the Old Slip, and to be there inserted into the drain already laid there. He therefore begs leave to recommend that an Ordinance be passed for [690] this purpose. The Expences attending it to be paid by the proprietors of Houses and Lots on the South side of Pearl Street, and the North Side of Water Street between Gouverneurs lane and the Old Slip in an equitable ratio"

Ordered that the same be confirmed, and that the Street Commissioner and Counsel of the Board prepare the draft of an Ordinance to carry the same into effect.

The petition of James Emlock for a Butchers stand was referred to the Market Committee.

An application of James Morris Esquire for permission to erect a Sewer Near his buildings in Greenwich Street was received and referred to the Street Commr

An application of Mr Longworth Editor of the New york Directory for permission to use the New Map of the City to Correct his reduced one was refered to the Committee appointed to publish the new map

A petition to regulate and pave Winne Street was received,

Resolved that the Street Commissioner take Measures according to the Statute in that case made and provided to open and lay out as a public Street a certain piece of ground belonging to John Quackenbos being an incroachment on Leonard Street that by acquiring the same the said [691] Leonard Street may be of the width of 50 feet througho't and also for straightening and extending Fair Street to Pearl Street and for opening Beekman Street to Water Street.

Resolved that the Comptroller and Street Commissioner be authorized to purchase the Water on the Westerly side of the new Slip for the purpose of widening the same provided they can procure the right of the Water for any reasonable Sum not exceeding $750.

Resolved that Mr Carmer take order to remove the Engine house No° 1 from the present place to the public ground near the Methodist Meeting agreeably to the recommendation of the Chief Engineer

Ordered that the Academic Society be in future prohibited from holding their meetings at the City hall on account of improper conduct.

Ordered that the Mayor be authorized to direct two peace officers to attend at the polls of each of the Wards of this City during the ensuing election.

Ordered that Alderman Van Zandt. Mr Riggs. and Mr Stevens be appointed a Committee to report the draft of an Ordinance for regulating the sale of Sea coal in this City.

The following persons were appointed Firemen to wit

Richard Spaight. Painter and Glazier to Engine N° 8 in the place of Barzillar Duzenbury resigned Nicholas Anderson Baker No 196 William Street [692] Robert Johnson House Carpenter N° 10 Vandewater Street and Henry Peacock Barber N° 267 William Street to the same Engine instead of Robert Sneeden William Sypher and John Ryker resigned.

The Comptroller to whom was referred the petition of Francis C. Le Roy for the payt of an account of 36 $^{5}/_{00}$ Dollars due him by Francis Diez deceased

Reports that the petitioner and Francis Diez lived together in Connecticut in the Year 1794. That the debt now demanded was contracted for Sundries Supplied the family of Diez, that Some time

afterwards Diez removed to New york where he died intestate. his property came into the hands of the City Treasury who having settled the Estate there appears to be a balance of $20 $^{3}/_{100}$ Now in the hands of the Treasurer. The account was contracted more than 8 years. Consequently not recoverable by Law but the acc^{t} appears to be just, and the Creditor being a poor man the Comptroller is of opinion that the sum of $20 $^{3}/_{100}$ [693] being the balance now in the Treasury be paid to the petitioner.

Ordered that the said Report be confirmed.

Ordered that the Mayor issue Warrants on the Treasury for the following Sums to wit.

Francis C Le Roy in pursuance of the above report		$20 $^{3}/_{100}$
Thos Hazard lighting and cleaning City Lamps		251 $^{4}/_{100}$
Wm Van Wart for City Watch		158$^{29}/_{100}$
Ns Lawrence	ditto	151$^{99}/_{100}$
M Beekman	ditto	142$^{89}/_{100}$
Nathan H Rockwell	ditto	142$^{89}/_{100}$
Jacob Hays	ditto	50$^{79}/_{100}$
Charles Van Orden	ditto	67$^{69}/_{100}$
Benjamin Taylor for Surveying		8
Silvanus Weed for fees as a Witness in the Court of Oyer and Terminer		16
William McLean	ditto	30
Fenwick Lyle for two lost Fire buckets		4

[694] In Common Council. May 9. 1803.

Present John B Prevost Esquire Recorder

John Bogert	Esquires Aldermen	Jacob Le Roy	Assistants
Wynant Van Zandt Junr		Clarkson Crolius	
Philip Brasher		Henry Brevoort	
John Oothout		Robert Bogardus	
Joshua Barker		Andrew Morris	
Mangle Minthorne		Ebenezer Stevens	
John P. Ritter		Caleb S Riggs	

The petition of John Holdron praying an abatement of the rent of Powles hook Ferry and of Nathaniel Budd praying liberty to establish a new Ferry from Barclay Street wharf across the North River were received and referred to the Comptroller

The petition of W. Nielson to burn his chimneys was ordered to lie over.

[695] An application of James K Delaplaine to be relieved from the damages recovered against him as the bail of Capt Starr who was prosecuted for landing passengers contrary to Law upon the ground

that Capt Starr had made a settlement before the commencement of a Suit against him was received and referred to Ald: Brasher. Mr Bogardus and Mr Riggs.

An application of Frederick Davoe for an extension of his lease of the Lot No 24 Peck Slip, and of Dugald McKenzie for that of No 22 Peck Slip were received and referred to the Comptroller

Freeman

Mr Nicholas Roome appeared and was sworn as a Freeman of the City

A petition from the New York Academic Society for a renewal of the permission formerly given them to use a room at the City hall for their meetings was ord: to lie over

A petition from Elijah Cock and others praying that this board will cause the new wharf or pier lately erected by them on the South side of Peck Slip to be raised to such heighth that the Surface may be above and free from the wash of the Tide was referred to the Street Commissioner with authority to raise the said wharf or pier if he shall consider it necessary

A petition was received from the Captains of the Watch praying liberty to employ assistants. Ord, the same to lie over

A representation from the attorney of the board respecting a dog of Richard Morris was received and ordered to lie over, And also a report respecting a complaint [696] against Paul D'Noyelle for permitting a Dog to run at large Ordered that the last mentioned complaint be submitted to the discretion of the attorney of the board

Upon receiving the report of the Inspector of bread upon the petition of John Tuckness. to be relieved from a fine for not marking his bread the prayer of the said petition was rejected.

Ordered that John Adams and Gilbert Dean be and they are hereby discharged as Watchmen

Mr Bogardus gave notice of his intention to move for a reconsideration of the above order as far as the same respects Gilbert Dean

An application of Daniel Beach that a conveyance for a Water grant formerly made to Daniel C Verplanck at the foot of Cortlandt Street and transferred to him may be executed on the part of the Board was referred to the Comptroller

A recommendation of Nehemiah Everitt as Inspector of Wood was received, and ordered to lie over

A petition for regulating and paving First Street from Eagle Street to Grand Street was received and referred to the Street Commissioner

A report of the Street Commissioner for [697] the regulation of the Bowery road was received, and referred to the Aldermen of this City.

The building Committee having presented a contract made by them with Jaques Rudan for a supply of Timber for building the New City hall, Ordered that the same be referred to the Counsel of the Board to make such correction and revision of the same as he may conceive necessary.

An Assessment for digging and regulating Bowery lane from Pump Street to Bayards lane was received Ordered that the same be confirmed and that Waters Furman collect the monies due thereon

Ordered that a Lottery be directed for raising the sum of $15,000, for the benefit of the Widows Society in pursuance of the powers vested in this Board by the Act of the Legislature of the last Session. That the Comptroller. Philip Ten Eyck. and Thomas Storm be and they are hereby appointed Managers of the same And that they report a scheme of the said Lottery to this Board at the next meeting

A representation from Messieurs Richard Varick and Nicholas Evertson that they are appointed to treat in behalf of the Dutch Church in this City for the materials of the clock in the New Dutch Church Steeple and the use of the said Steeple to keep the clock in. Ordered that Alderman Van Zandt Mr Riggs and Mr Morris be appointed in behalf of this board to treat accordingly

[698] The board proceeded to visit the Alms house and Bridewell and find that the same still continue in a state of good regulation

The Superintendant of the Alms House produced his quarterly accounts audited and certified to be correct by the Comptroller Ordered that the same be filed.

The Treasurers monthly account was received. Ordered that the same be filed.

Resolved that the Street Commissioner without delay treat with the owners of the Land at the corner of Franckford and Jacob Street according to the Act, for the purpose of widening Frankford Street

Resolved that the Comptroller and Clerk of this board draw an Ordinance that the owners and proprietors of the Water Lot on the west side of the New Slip dock out the same to the extent of the grant by the tenth day of July next, under the penalty of One hundred Dollars

Resolved that the Clerk of this Board draw an Ordinance to cause a Bulk head to be built at the New Slip to be filled in on a line with the south side of Water Street and that Archibald

Kerly. Jasper Ward. James Drake. Frederick Davoe and Ephraim Brasher be appointed assessors for the same.

[699] Whereas this board did Some time Since direct that Daniel Phœnix their Chamberlain should keep his accounts as City Chamberlain with the Bank of New york, and as there is reason to believe that said Daniel Phœnix has not complied with the said resolution

Resolved that the said Daniel Phœnix City Chamberlain be and he hereby is required to appear before this board at its next meeting and then and there assign his reasons for not complying with the resolution of this board to that effect

Resolved that the Chamberlain report to this board at its next meeting an account in detail of the Monies that has been paid unto him by the Commissioner of Excise for the last three years

Resolved that the Comptroller settle the accounts between this board and Garrit Gilbert, the Commissioner of Excise in this City for monies received by him arising from Excise licences and which shall remain in his hands. to the twentieth day of May next and receive the amount found due from him and pay the same into the hands of the Chamberlain.

Ordered that the Mayor issue his Warrants on the Treasury for the following Sums to wit

Isd Warrts		
No 449	Richard Furman Esqr Superintendant of the Alms house towards the expence of that Establishment.....	$8000.
[700]465	Marshals Constables & watchmen for conveying Vagrants to Bridewell.....	120.62
450	Charles Van Orden for City Watch.....	118.30
451.	Nathan H Rockwell Do	142.80
452.	Jacob Hays do	118.30
453.	Magnus Beekman do	142.80
454	Nicholas Lawrence do	177.10
455	William Van Wart do	177.10
456	David Marshal attending Potters field from Feby 1 to April 5 last inclusively.....	48.
457.	Peter R Maverick balance of his Acct for engraving New Map of the City.....	480.
458.	Proprieters of Daily Advertiser 6 Mos subscription.....	37.50
459	Duckett & Cooper for Copper Sheets.....	104.75
460	Israel Haviland making & mending hoes.....	223.42
461	To the Clerks at the late Election.....	92.
462	To the Peace officers attending the late Election.....	42.
463.	Justices of the Justices Court 3 months Salary ending the 1st of May.....	456.
464.	Paschal N Smith two lost Fire buckets.....	4.

[701] In Common Council—May 12th 1803

Present/ John B Prevost Esquire Recorder

John Oothout	Aldermen	Jacob Le Roy
Joshua Barker		Henry Brevoort
Wynant Van Zandt Junr		Robert Bogardus
Mangle Minthorne		Clarkson Crolius
Philip Brasher		Andrew Morris
John Peter Ritter		Ebenezer Stevens
John Bogert		Caleb S Riggs

Assistants

The following resolution being proposed to Wit

Resolved that the contract between Jaques Rudan, and the Mayor aldermen and Commonalty of the City of New York made by the Building Committee and amended by Richard Harrison Esquire be and is hereby confirmed and the Mayor is hereby required to execute the same on the part of this Board in the usual form when the same shall be presented to him as above Amended

Mr Riggs called for a division upon the said resolution And the same passed in the affirmative as follows

[702] affirmative		Negative
Ald. Oothout	Mr Brevoot	Ald. Ritter
Barker	Le Roy	Mr Stevens
Van Zandt	Bogardus	Morris
Minthorne	Crolius	Riggs
Brasher		
Bogert		

Ordered that Alderman Oothout Mr Riggs and Mr Morris be a Committee to draw and report an Ordinance for regulating sales at Public Auction in such a manner as to prevent incumbering the Streets

The following report was received from the Street Commissioner

The Street Commissioner having been directed by a resolution of the Board to advertise for proposals for carrying the ground mentioned in the Comptrollers Report* of the 4th of April last into the adjacent low grounds, belonging to the Corporation

Reports

That he has in consequence thereof received the inclosed Estimates. by which it appears that Philip Ruckel offers to do the [703] Work for 3975 Dollars and this being the lowest sum, the Street Commissioner recommends that a Contract be made with him accordingly and that there be advanced to him three hundred Dollars P Month untill the same be Compleated. provided he gives sufficient security for

* Marginal note reads *Page. 654.*—Ed.

Compleating the whole work in twelve Months from the first of this month

All which is respectfully submitted

May 9th 1803 Joseph Browne

Ordered that the said report be confirmed that Mr Ruckels Contracte be accepted and William G Miller received as his Security for its due performance. And that the seal of this Board be affixed to a Counter part of the Contract

The following report of the Street Commissioner was received to Wit.

The Street Commissioner to whom was referred the Petition of John Shaw and others

Reports

That that part of Pearl Street between State Street and Whitehall Street is verry badly paved and that the Prayer of the Petition to have it repaved ought to be granted to give this Street a sufficient drain for the Water it ought to have two descents: for this purpose it must be raised twelve inches at the distance of fifty feet from State Street above the present Payment, from thence the descent will be one inch and half to Stat Street [704] and the same to Whitehall Street

All which is respectfully submitted

New York May 9th 1803. Joseph Browne

Ordered that the same be Confirmed—that an Ordinance pass to Carry the same into effect and that Henry J Wyckoff, Jacob Crockeran, James Watson, William Edgar and Henry White be appointed as assessors for the same

The following Ordinance for making a Common Sewer a drain from Gouverneurs Alley to the Old Slip, passed the board to Wit.

An Ordinance for making a Common Sewer or drain from Gouverneurs Alley to the old Slip, passed 9th May 1803

Be it ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council assembled, pursuant to the Statute in such Case thereof made and Provided, that a Common Sewer or drain be sunk and made at the Expence of the proprietors of the several Lots of Ground opposite thereto to begin at the Middle of Gouverneur's Alley in the Second Ward of the said City at a place opposite to Middle of Gouverneur's Alley in Water Street and to run from thence through the Middle of Water Street Until it intersects the drain or Sewer leading from the dwelling house late of Isaac Gouveneur Esqr deceased to the Old Slip, that the said Common Sewer or drain to be made as aforesaid shall be of the depth of two

feet—at the [705] Beginning thereof, and shall have as much descent as the situation will permit of the whole extent thereof, and shall be of the Width of two feet in the clear and be built of Brick or Stone and be made tight staunch and Strong in every part of it and further that an opening from it shall be cut into the Drain or Sewer aforesaid leading from the said dwelling house and that the said Work be begun on or before the first day of June next and shall be Completed on or before the tenth day of July next thereafter

And be it further ordained as aforesaid that the several Proprietors of the Lots of Ground opposite to the said Common Sewer, or who have a Right to a drain or Sink from their houses or lots [from] Pearl to or by those in Water Street so opposite as aforesaid, shall be entitled to make Cuts or openings at their own expence, from their said Lots into the said Common Sewer or drain, Provided that it be done by or before the said tenth day of July next, in a tight and sufficient manner, under the direction of the Street Commissioner.

And be it further ordained as aforesaid that Thomas Maule, Philip Ten Eyck, James Farquhar Abraham Brinckerhoff and Thomas Storm be and they are hereby appointed assessors to make an Estimate of the expence of Completing the said Common Sewer or drain. and a just and equitable assessment thereof among the owners or Occupants of all the houses and Lots intended to be benefitted [706] thereby in proportion as nearly as may be to the advantage which each shall be deemed to acquire, and that in making such Estimate they take into Account the Compensation which ought to be made to the Representatives of the said Isaac Gouverneur for the use of the drain or Sewer leading from his dwelling house to the Old Slip as aforesaid.

Resolved that the Street Commissioner whenever he shall have the offer of any dirt for filling in the Collect and can obtain the same for a Sum not exceeding 5 Cents for a Cart Load be and is hereby authorized to purchase the same and when received in the proper place to Certify the same to the Comptroller who is hereby authorized to pay the same on the part of this Board

The following draft or form of an Ordinance for constructing Piers was presented by the Counsel of the Board And a Question taken upon its adoption—the division was called for by M^{r} Riggs. and carried in the negative as follows

An Ordinance for constructing a pier to be sunken and Completed between and

passed May 1803

Be it ordained by the Mayor Aldermen and Commonalty of the

City of New York in Common Council assembled, pursuant to the Statute in such Case thereof made and provided, that the several proprietors of the Lots of Ground extending along the East [707] River or Sound from

to

shall by the Day of next. sink, make and Complete one pier in front of south Street, in manner following—that is to say. the said pier shall extend two hundred feet into the East River at right Angles to the said Street, and shall consist of three Blocks the outermost whereof shall be thirty feet in breadth and forty feet in length and the two inner Blocks each thirty feet Square, the innermost of which shall be at the distance of thirty three feet four inches from South Street aforesaid, and the Middle Block shall be at the like distance of thirty three feet four Inches from the innermost and at the like distance from the outermost of the said Blocks, and the whole shall be connected together and with the said Street, by Bridges to be thrown and made over the vacant spaces between the said Blocks respectively and between the innermost of the said Blocks and South Street aforesaid, And the south West side of the said Pier shall begin and be at the distance of

from

And be it further ordained by the Authority aforesaid that the said Pier and Bridges shall be made and Completed of good sound and sufficient Materials. and in a Strong and workmanship [708] manner, And that the several proprietors of the Lots of Ground aforesaid shall enter upon and begin the making and sinking of the said Pier or Bridges on or before the day of next after the passing of this ordinance.

Affirmative	Negative	
Ald. Oothout	Ald. Barker	Ald. Ritter
Mr Stevens	Van Zandt	Bogert
Morris	Minthorne	Mr Brevoot
Riggs	Brasher	Crolius

The following report of the Street Commissioner was received to Wit.

The Street Commissioner having been directed to negotiate with the owners of Lots on Pearl Street and Water Street with the veiw to extend Beekman Street to Water Street

Reports

That the fee of the lot and house in Pearl Street is vested in the heirs of the late Mr Crommeline his widow has a life Estate in the

same, a title therefore cannot be had for this Lot but by pursuing the mode pointed out by Law, the Street Commissioner therefore recommends that proper measures be [709] taken for this purpose. The proprietors of the Lots in Water Street are Mr Schermerhorne and General Stevens Mr Schermerhorn asks for his house and Lot Four thousand and four hundred pounds and General Stevens Three thousand pounds for his house and Lot. All which is respectfully submitted.

May 9. 1803. Joseph Browne

Ordered that the same be confirmed and that the Attorney of the board take such measures to procure a valuation of the Lots as the Law requires.

Resolved that the Comptroller procure 1000 good and sufficient Fire buckets to be deposited under the direction of this board in the different Fire Engine houses when done.

Alderman Barker gave notice of his intention to move for a reconsideration of the above resolution.

Resolved that this board adopt the report of the Street Commissioner respecting the regulations and improvements of Pine Street according to his profile and that Abraham Brinckerhoff. Abraham Varick Abraham Herring. Thomas Maule & John J Glover be appointed assessors for the same.

Ordered that the Attorney of the Board be directed to prosecute Ebenezer Clark and Alexander S Gordon for offences against the Building Law.

Ordered that the Ejectment suit brought in behalf of this board against Medcef Eden to recover a Lot of Land on the Bloomingdale road be discontinued

[710] In Common Council May 16 1803

Present/ John B Prevost Esquire Recorder

Wynant Van Zandt Junior Philip Brasher Joshua Barker Mangle Minthorne John Oothout John Bogert	Esquires Aldermen	Jacob Le Roy Andrew Morris Caleb S Riggs Ebenezer Stevens Clarkson Crolius	Assistants

Proposals were received from J Martin to Water the Streets of this City—Ordered that the same be referred to the Street Commissioner

William N Keteltas of N° 173 Water Street in the third Ward

and Robert C Cornell of N° Pearl Street in the same Ward Merchants were appointed Firemen to Engine N° 18 in the place of Cornell Ferris dec[d] and Richard S Hallet removed.

Abraham Degraw of N° 24 Liberty Street Taylor was appointed a Fireman to Engine N° 16 instead of Michael Brooks deceased

The Board having adopted resolutions for regulating sales at Auction in such manner as to prevent incumbering the Public Streets [711] Ordered that the attorney of the board present the Draft of an Ordinance pursuant to the said resolutions.

Resolved that West Street be included in the ordinance lately passed for Spring and Brannon Street for so much of the same as fronts on the bulk head and Piers of the same

The following report of the Comptroller was received and Confirmed.

The Comptroller to whom was referred the Petition of Nathaniel Budd, for permission to erect a ferry from New Jersey to this City

Reports

That the present ferries on the North River *one* [are] leased for three years from the first of May last, that it would be improper in the Corporation to lease other ferries during that term—it is believed the publick interest would not be promoted by erecting another ferry on the North river opposite this City—the Comptroller is therefore of opinion that the prayer of the petitioner ought not to be granted

All which is respectfully submitted

May 16[th] 1803 Selah Strong

The following report of the Comptroller was received to Wit.

[712] The Comptroller to whom was refered the petition of John Holdron for an abatement of rent for Powles Hook ferry

Reports.

That M[r] Holdron leased the ferry at Powles Hook from the 1[st] of May last for three Years at the price of $2125 dollars per Year—that he had been in possession of this ferry for a number of Years previous to his present lease and knew well the profits arising from it, and it could not be supposed that he would have given more for it, than the profits would Justify. if as the petitioner states, there has been a New ferry erected for 10 Months past which has materially injured his business—it has been done without the knowledge or Consent of the Corporation—so far therefore as it respects the remission of the Rent—the Comptroller is of opinion that the prayer of the petitioner ought not to be granted but the Corporation being at all times willing

to afford the petitioner and others in like cases any aid in the[ir] power to prevent other Ferries being erected prejudicial to their interests it is recommended that a Law be passed Prohibiting all ferries from this City to the opposite shores unless authorised by the board this law appears to be the more necessary as it is some what doubtfull whether at present an Action can be maintained against any person establishing a ferry to this City when [713] there is no law existing to the contrary the Compptroller takes this opportunity to state to the board that pursuant to a resolution of the Corporation last fall ordering him to agree with the proprietors of the Elizabeth Town and Staten Island ferries for the use of the Wharf and Ferry Stairs at Whitehall, which was made entirely for their use, and have been in their possession for near three years without making any Compensation therefor—that he has repeatedly wrote to *to* them on that subject. but has received no answer

All Which is respfully submitted

May 16th 1803 Selah Strong

Ordered that the same be confirmed. that the Comptroller enquire whether any Ferries have been established without the Consent of the Comptroller And that the Attorney of the board prepare the draft of an Ordinance to prohibit all ferries from this City to the opposite shores unless authorised by this board

The following report of the Comptroller was received to Wit.

The Comptroller to whom was referred the petition of Frederick Davoue and Dugolde McKenzie for a renewal of their leases of the Lots of Ground they occupy at Peck Slip

Reports

[714] That in the opinion of the Comptroller the leases of the Petitioners be renewed for twenty one Years from the first of May 1804 at the Yearly rent of One hundred dollars each

All which is submitted

May 16th 1803 Selah Strong

Ordered that the Consideration thereof be posponed

A Petition of John Lyons for a Butchers Stand was received and referred to the Market Committee.

The following agreement to Construct Piers was received

To the Honble the Mayor Aldermen & Common Council of the City of New York

We the subscribers, proprietors of Lotts between the Coffee house Slip and the Old Slip do hereby agree to construct four Piers, be-

tween the above Slips in Compliance with an Act of the Legislature in that case made and provided, and conformably to such Ordinances of the Corporation as have been or may be passed for this purpose, so far as relates to the Building and the Right of the Corporation to the Slip side of such Piers, That is to say. one Pier in a direct line with the south side of Coffee House Slip and one other *piece* [pier] in a direct [715] line with the East side of the Old Slip. Two Piers in between the above two, at a proportionate distance from each other and Agreeable to a plan lately reported to the Corporation for their acceptance by Doctor Brown New York Ap[l] 4 1803

John Murray
Gerard Walton
Henry A & John G Coster
James Watson
Moses
Theophylact Bache
Will[m] Jauncey
John Jones
Isaac Kibbe
Amasa Jackson
Joshua Jones
Gouveneur & Kemble
Robert Watts

The within is the whole of the proprietors excepting two which are under lease, therefore they do not wish to be at any expence at present, but acknowledge that if that was not the Case they would join in the expence I do not think it material for them to sign as the proprietors adjoining the Slips have sign'd

April 11 1803 Joshua Jones

Ordered that the same be accepted and confirmed on the part of this board and that an Ordinance be drawn for the Purpose agreeably to the draft presented by the Counsel of the Board

A Communication from Messieurs Remsen and Riker being received stating their willingness to Comply with such terms as the [716] Board think reasonable with respects to the Grants of Water lots at Burling Slip Ordered that the same be referred to the Comptroller Street Commissioner—Alderman Oothout M[r] Stevens and M[r] Crolius and that they Confer with Messieurs Remsen and Riker upon the subject

The following resolutions were passed to Wit

Resolved that the Chamberlain of the City of New York keep all the Money belonging to the Mayor Aldermen and Commonalty of the City of New York in the Bank of New York and not elsewhere And that the account to be kept by the Chamberlain with the Bank of New York of such monies shall be kept in the name of the Chamberlain for the time being with the addition of his office as Chamberlain and all checks or drafts to be drawn on the said Bank by him for any

of the said monies be signed with his name and the addition of his office of Chamberlain

Resolved further that Daniel Phœnix the City Chamberlain comply with the above without Delay

Resolved also that Daniel Phœnix the City Chamberlain report to this Board at the next meeting of this Board an account in detail of the monies paid into the City [717] Treasury arising from excise licences for the Years past specifing the dates and sums so paid in

Resolved that the Street Commissioner examine into the practicability of streightening and widening Maiden Lane from Broad Way to Nassau Street on the southwardly side thereof and from William Street to Pearl Street on the Northwardly side thereof—And to report to this board his opinion on the utility of such improvements and the probable expence thereof

Resolved that the Recorder endeavour to procure from the Manhattan Company as soon as possible a declaration or offer on their part as to the proportion of the Expences the said Company will bear in repairing or re-paving the Streets through which they have conducted the Water

Resolved that the Street Commissioner be and is hereby *is* authorized to employ at the expence of this board. a decent and proper person to examine and report to him from time to time all infractions of the Laws and Ordinances of this board to prevent incumbrances in the several streets wharves and Slips according to the ordinance under which the Street Commiss^{r} was appointed And that the salary or compensation [718] to be paid to Such person be the sum of $1 $^{5}/_{100}$ per day every day he shall be so employed.

Alderman Brasher gave notice of his intention to move for a reconsideration of the said resolution.

A communication from the Inspectors of the State prison stating that considerable inconveniences are sustained in consequence of confining convicts for smaller offences in that place and that the Law for erecting Solitary Cells may be put in Execution was received and its consideration postponed

Ordered that the Mayor issue Warrants on the Treasury to pay the following accounts to wit

Iss^{d} Warrts		
No^{s} 465	John M^{c}Combs for paving Streets.....	$185.84
466	Caleb Mudge for mending the road from Harlaem bridge	35.
467.	Joseph F. Mangin for Surveying and laying out the Limits	17.85

[719] In Common Council—May 23d 1803

Present/ Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

John Oothout	Esquires Aldermen	Henry Brevoort	Assistants
Wynant Van Zandt Junr		Andrew Morris	
Mangle Minthorne		Robert Bogardus	
John Bogert		Clarkson Crolius	
John P. Ritter		Ebenezer Stevens	
Joshua Barker		Caleb S Riggs	

A Bond from the Managers of the Lottery for the benefit of the Widows Society—and a Contract with Jaques Rudan to supply timber for the New City Hall were received and ordered to be filed

The City Treasurer reports that he has directed the Cashier of the Bank of New York to keep his Account in the manner directed by the board

Ordered that the said report be filed

The following report was received to Wit

The Committee to whom was referd the plan for regulating the Bowery Road *by* [beg] leave to make the following statement

That at certain seasons of the Year the Bowery [720] Road is rendered almost impassable, that this Circumstance is entirely owing to many parts of the same being in a sunken state and generally so flat that after heavy rains the Water cannot pass off—the Committee have attentively viewd the Ground and Compared it with the Profile exhibited by the Street Commissioner and are of opinion the said Road ought to be formed with ascents and descents agreeable thereto, that the surface of the same ought to be gravelled & properly rool'd & that side walks be made of sufficient height & width gravelled in the same manner If this object is accomplish'd agreeable to the views of the Committee persons passing on foot as well as those in Carriages will be well accommodated, the expence of Carrying it into effect will be inconsiderable & it will for many Years to come prevent the necessity of having recourse to the heavy expence of Paveing or Turnpikeing the same. It has been the Invariable practice of the board that the Cost of improvements of this kind is always paid by the proprietors of Lands adjoining. The Committee are however of opinion that considering the unusual Width of this Road & the making of the side Walks (exclusively at the Expence of the proprietors) that the public ought to contribute such sum towards the expence of the road as may

be deemed just and proper all which is submitted to the consideration of the Board

New York May 16th 1803

Wynant Van Zant Jr
Mangle Minthorne
[721] John Oothout
John Bogert
Jno P. Ritter

Ordered that the same be confirmed And that the Street Commissioner cause to be laid before this board an estimate of the expence necessary to regulate the Bowery road (the side walks) excepted agreeable to the report of the Committe on this subject

The Petitions of S Talman and others and Jordan Wright were referred to the same Committee who were appointed to Confer with Messieurs Remsen and Riker

Ordered that Christopher Hughes have leave to repair the drain leading from his houses in Roosevelt Street under the direction of the Street Commissioner

Ordered that Alderman Oothout and Alderman Barker be appointed on the part of this board to unite with the Commissioner of the health office in such measures as may be necessary for the preservation of health in this City

Ordered that Jacob Thurston be and he is hereby reinstated as one of the Watchman of this City

Resolved that the Fire Bell lately erected on the Exchange Market be given in charge during the night to the Captains of the first Watch in order that the Watchman stationed in that quarter may ring the said Bell in time of Fire

[722] Resolved that the President of the New York Bread Company be and he is hereby requested without delay to cause all the standing Walls and Chimneys of the Store burned last evening belonging to the said Company to be inspected and all that shall appear to the Street Commissioner or such person as he shall send to be in dangerous situation, so that the lives and property of the Citizens is thereby endangered to be forthwith taken down.

Ordered that Joseph Ayers Gold Canfield William Morgan and James P Allen be dismissed as Watchman of Captain Rockwells Company and Hadock Hunt, Smith Mead, Francis Marschalk and Robert Watts be appointed in their Stead

The following Ordinances were passed to Wit

A law for procuring regular bills of mortality in the City of New York.

A law to regulate the sales at auction in the City of New York.

A law to regulate Ferries between the City of New York and the opposite shores.

the draft of a law to regulate the sale of Coal was referred to Alderman Van Zandt Mr Riggs and Mr Bogardus

A Petition of the Members of Fire Company No 23 for a New Engine in stead of the one destroyed at the late fire

[723] An application of John Hibbert for a new lease of three lots of ground was referred to the Comptroller

John Day Painter No 6 Chamber Street, Isaac Little Mason No 59 Chapel Street and Tunis Van Winkle Mason No 61 Church Street were appointed Fireman to Engine No 20 instead of John Evans and Jonah Cutting attached to No 26 and Targay attached to No 27

Ordered that the Comptroller be authorized to settle the account of Joshua Barker Esquire for Cannon belonging to the State and sold by order of the board and purchased by him.

A Petition of Peter G Stuyversant for a New road along the East River was referred to the Street Commissioner

The following resolutions were passed to Wit

Resolved that Ald Barker, Mr Morris & Mr Stevens be a Committee to confer with the Enginers & Foreman of the respective Engines in this City respecting to best Mode of keeping the Fire Engine in good repairs from time [to] time as often as the same may be required and also to confer with them and the Fire Wardens jointly whether some more effectual means cannot with propriety be adopted than the present Rules, and order for the Government of the fire Department and the Compulsion of the Citizens to assist on such Occasion under proper penaltyes [724] for neglect or refusal when there unto required and the same Committee be directed to report with all convenient speed

Resolved That Ald. Oothout Van Zandt & Mr Crolius be appointed a Committee to consider & determine on the most suitable places of deposit for the fire buckets directed to be made & engage a sufficient number of Young active men as Overseers, & Report an Ordinance embracing all the other details of this object at the next meeting of the Common Council

The Street Commissioner having reported in favor of regulating and paving first and Pump Streets. Ordered that an Ordinance be

passed to regulate and pave the said Streets accordingly. And that Benjamin Thurston William Hunter, Smith Hicks John Townshend and Benjamin North be appointed Inspectors of the same.

The report of the Street Commissioner upon the proposals of J Martin for Watering the Streets was referred to the Commissioner of health

The following report of the Street Commissioner was received to Wit

The Street Commissioner having been directed by a resolution of the Board to ascertain *of* [if] the proprietors of the Land. th[r]ough which the Tunnel is intended to pass from the East [725] to the North River would cede the same to the Corporation for this purpose

Reports

That all the proprietors of the Land in the direction of the Tunnel from the North River to the Angle near M^{r} Linchs Rope Walk, have offered to cede a Street for this purpose to be 60 feet wide, and are very desirous that the same should be carried into effect as soon as possible.

The proprietors of the Land between the Angle above named and Chatham Street are not at present disposed to cede the same without some compensation therefor

The Street Commissioner begs leave to recommend that he be directed to procure forthwith deeds of Cession from the proprietors who are willing to grant the same for the purpose aforesaid—and that the Tunnel be commenced at the North River as soon as a Contract can be made for the same—And that there be appropriated for this purpose Dollars—all which is respectfully submitted

New York May 23^{d} 1803 Joseph Browne

Ordered that the same be confirmed—that the Street Commissioner be authorized to take Cessions from such as are disposed to make the same and to pursue legal steps to obtain such ground as cannot be obtained by voluntary grant the whole extent to Chatham Street

[726] Resolved that the Comptroller purchase for the use of this Board two sets of the revised Laws of this State and have them properly marked on the covers thereof with the words " Common Council " and that one set thereof be kept in the Common Council Chamber in the City hall and the other set be kept at the Alms house for the use of the Common Council

Ordered that the Comptroller be authorized to settle with Anthony

Brown Collector of the sixth ward and to receive approved notes payable in four equal instalments at 30, 60, 90, and 120 days for the arrears of taxes in the said ward.

An application of Robert Stirling of the Island of Jamaica for monies in the hands of the City Treasurer belonging to the Estate of Henry Hamilton an intestate was referred to the Recorder

Ald: Bogert
Ald. Ritter
Mr Stevens
} Were appointed a Committee to regulate the ceremonies to be observed on laying the corner stone of the new City Hall.

Resolved that this Board, the Chief Architect & Master Workmen assemble on Thursday next at 3 oclock to attend the Mayor in laying the Corner Stone of the New City hall and that the Ex Members be invited to attend the ceremony and that the Superintendant be requested to provide a Collation for them accordingly.

[727] Ordered that Job Scribner be, and he is hereby displaced as a Watchman

The following Resolution being proposed to wit "Resolved that a certain Street or Alley running from Front to South Street shall be confirmed, and remain for ever hereafter as a public Highway and be paved and regulated accordingly—Ordered that the same be referred to the Comptroller

The Street Commissioner having reported in favor of erecting a new pier at the foot of Pine Street, Ordered that an Ordinance do pass for constructing such pier to the distance of 200 feet agreeably to the general plan heretofore adopted, And that the same be completed by the day of Next

The Assessors for regulating Bowery lane reported that James Simson who contracted to perform the work now declines. Ordered that they be authorized to contract with James Cardwell according to his proposals given in, and to make a new assessment accordingly.

Resolved that the Street Commissioner take measures without delay according to the Statute of this State and ordinance of the Board to remove all the incumbrances in certain Streets reported by him on the 18th of October last. And also to report whether it would not be proper to have the said Streets properly filled at the expence of the respective proprietors with good and wholesome Earth at any proper time for that purpose

Resolved that the Attorney of this Board, bring [728] actions from time to time for the penalties inflicted by law against every person who shall bring or place any ship or vessel in any of the public Slips in this City, not authorized by the ordinances of this board.

Resolved that the Clerk cause to be published the ordinance prohibiting the discharging charcoal in any of the Market Slips in this City and continue the same for one week.

Ordered that an additional Watchman be appointed to each of the upper watch companies

Ordered that the Mayor issue his Warrants on the Treasury for the following sums to wit

Isd Warrts Nos			
480.	Nicholas Carmer in advance for public repairs		$500.
468	Silas Halsey for earth carried to the collect		2.65
469	Patrick Hamilton	do	8.15
470	Patrick Cannon	do	2.80
471	William Hooghland	do	8.54
472.	Post & Russell for Spermaceti Oil		92.
473.	Latham Bunker for Lamp Oil		883.90
474	Charles Van Orden for City Watch		118.30
475	Jacob Hays	do	118.30
476.	Magnus Beekman	do	142.80
477.	Nathan H Rockwell	do	142.80
478.	Nicholas Lawrence	do	177.10
479.	William Van Wart	do	177.10

[729] In Common Council. May 30 1803.

Present/ Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

John Bogert
John Oothout
Joshua Barker
Wynant Van Zandt Junr
Philip Brasher
John P. Ritter
} Esquires Aldermen

Jacob Le Roy
Henry Brevoort
Clarkson Crolius
Caleb S Riggs
Andrew Morris
Ebenezer Morris
Robert Bogardus
} Assistants.

Resolved that the two Committees for reporting places of deposit for the fire buckets to be purchased for the use of the board. and for Consulting with the Chief Engineer and the firemen of the respective fire Companies, respecting such Amendments as may be necessary in the present system for extinguishing fires be united with each other and directed to perform their respective duties jointly.

A Petition from Simeon Van Antwerp and others that the Slip at Vessey Street may be filled in

A Petition for paving Elizabeth Street

A Petition that the breadth of Chapel Street may be ascertained

[730] A Petition of Abraham Lewis that his house incroaching on

Hubert Street may be permitted to remain untill the first day of May next—were severally received and referred to the Street Commissioner and a Petition that Grand and division Streets in the Neighbourhood of Corlaers Hook may be dug out was also received and referred to the Street Commissioner with directions to report what Street or Streets in that Neighbourhood it would be most proper to regulate at present.

The Petition of Israel Bedell to be appointed a Weighmaster was received [and] consideration postponed

The Petition of Thomas Hazard keeper of the Bridewell for an increase of Salary and that two Assistants may be allowed him was referred to Aldermen Ritter, Barker and Minthorne

A Petition of Robert Wilson stating that he has lost a Check for $37 $^{5}/_{100}$ Which was paid him on account of the proprietor of the Daily Advertiser—and praying that a New Warrant may be issued was received and postponed

Petition of David F Launy stating that his Bow Window was broke by the firing of the Cannon on laying the foundation Stone of the New City Hall and that he may receive Compensation from this board was referred to the Comptroller

A Petition from William Edgar, Levi Coit and Samuel A Laurence for Water grants was referred to the Comptroller

[731] The following report was received from the Comptroller to Wit.

The Comptroller begs leave to state that agreeable to order of the Board he has settled the tax account with Anthony Brown Collector of the 6th Ward, that he has taken his Notes, with James Riker's endorsements for four thousand three hundred and seventy five Dollars and $^{2}/_{100}$ payable in 30, 60, 90 & 120 days the security was not so good as could be wished, but it was the best and only security the Collector could obtain, The Settlement was put off to the last hour the law would admit, in hopes that more ample security would be offered, a Warrant by the Treasurer was actually issued, but it was believed that the whole property of the Collector would not be sufficient to pay one half the Amount due, it was therefore Judged most adviseable to take the Security offered & settle the Account. The Treasurer is desirous that the board would authorise him to Charge these Notes to the Revenue Account & credit the tax the amount, as has been usual in such cases, otherwise he will not be able to settle the tax account untill the Notes are paid

May 30 1803 Selah Strong

The said report being Confirmed it was Ordered that the Treasurer make a Settlement [732] of the tax account by charging the amount of the Notes taken from Anthony Brown to the revenue account as a debt due to the Corporation

The following report was received and confirmed to Wit

The Committee to whom was referred the Petitions of John Riker, Simeon & Rem Remsen, Jordan Wright and Thomas Pearsall and others on the Subject of Burling Slip

Report

That in their opinion the Mercantile interest of the City requires that Burling Slip be extended so far to the Eastward as to be one hundred feet Wide and that the Wharf on the East side be made twenty five feet in Width, and that the proprietor of the Lot adjoining the said Wharf be directed forthwith to take out his grant for the same and that the said Wharf be Compleated to the permanent line on or before the first day of December next

All which is submitted

Eben Stevens
Clarkson Crolius
Joseph Browne
Selah Strong

May 30 1803

A Motion being made that the Street leading from Lynchs's Rope Walk at the North River to Chatham Street may be of the breadth of Sixty feet. Alderman Brasher called for a division on the same when it passed in the affirmative as follows

[733] affirmative	In the negative
Alderman Oothout	Alderman Bogert
Van Zandt	Barker
Mr Crolius	Brasher
Riggs	Ritter
Morris	Mr Le Roy
Stevens	Brevoort
Bogardus	

Alderman Barker gave Notice of his intention to move for a reconsideration thereof

The Street Commissioner having reported against the granting of the Prayer of the Petition of abraham Lewis received this day Ordered that the Prayer of the said Petition be rejected

Upon receiving the report of the Street Commissioner relative thereto it was ordered that an Ordinance pass for regulating First Street beginning at the intersection of Eagle Street and from thence descending to Grand Street with one and $\frac{6}{10}$ inch on ten feet—And

that Benjamin Thurston William Hunter, Smith Hicks, John Townshend and Benjamin North be appointed assessors for the same

[734] The Treasurers Monthly account was received and filed

The following report being received to Wit.

The Committee to whom was referred the representation of a Committee of the Consistory of the Dutch Church respecting the Clock in the New Dutch Church report that they have conferred with the Committee on the part of the Consistory who propose to give to the Corporation of this City that Clock with the use of the Steple and Bell if they will keep it in repair and well regulated—Your Committee are of opinion the said offer ought to be accepted And that for the sake of Public Convenience this board ought to employ a suitable person to regulate that and the other Church Clocks Provided the Corporation of Trinity Church and of the Presbyterian Church will entrust the regulation of them to the directions of this Board

Wynant Van Zandt Jr
Dated 30th May 1803 Caleb S Riggs
And^w Morris

Ordered that the same be Confirmed—That Peter Field be dismissed from Superintending the Public Clocks And that the Comptroller be authorised to employ a suitable person for that purpose

[735] Resolved that Richard Harison Esquire be requested to give his opinion to this board whether the Mayor Aldermen and Commonalty have or have not a right from time to time to demand from the Commissioner of Excise all the Monies he may receive for Excise Except so much as will indemnify that Officer for his Compensation And in Case of the refusal of the Commissioner of Excise to pay over on demand Whether the Corporation may not maintain actions from time to time to receive such Monies as may be in the hands of the Commissioner of Excise beyond his Compensation.

The following report from the Comptroller was received to Wit.

The Comptroller to whom was refered the petition of W^m Edger & others

Reports

That the prayer of the Petitioners ought to be granted so far as to dock out to the permanent line, reserving the Street of 25 feet wide on the side of the Bason & West Street 70 feet Wide Agreeable to the original plan, and also paying the established quit rent

All which is submitted

May 30 1803 Selah Strong

[736] Ordered that the same be confirmed and that the prayer of the petition be granted pursuant to the said report

The following report from the Comptroller was received to Wit

The Comptroller pursuant to a resolution of the Common Council of the 23nd instant respecting an alley leading from front to South Streets between the Old & Coenties Slips

Reports

That a grant dated 3nd February 1773 was made to Henry Cuyler of a Water Lot extending from Front Street 200 feet into the East River, reserving a Street, Cartway or passage of nine feet on the easterly side of the Lot, which Street or Cartway (as the grant recites) " shall forever remain a Public Street or High Way, for the use of the inhabitants of said City, in the like manner as the other publick Streets now are or ought to be and also that the said Henry Cuyler, at his own expense shall build or make, for the use of the publick, a good and sufficient Street. of the breadth of 4 feet 6 inches on the Westermost moiety of said Street or Cart Way, and shall forever keep and maintain the same in good order and repair, for the free and Common use of the Inhabitants of the said City "—that at the same [737] date another grant was made of the adjoining Water Lot to Thomas Brown who is bound by the Covenants of his grant " to make the Eastermost Moiety of the aforesaid Street or Cart Way of the breadth of 4 feet 6 inches for the making of which Street he, his heirs & assigns or those that are in possession, are always to have the priviledge & liberty to pass and repass with Carts & Carriages, in and through the said Street or Cartway it appears by the tenor of the above grants, this Alley was intended for a publick Street, and the proprietors of the adjoining Lot under that impression have erected their buildings and calculated their Stores with the doors and Windows to open into the alley which if it was now to be shut up, would materially injure their property—Under these circumstances it is believed it would be improper to dispose of the alley, or to have it shut up, but that it should remain as a publick Street & be paved as soon as the buildings which are now erecting will admit

All which is respectfully submitted

May 30 1803 Selah Strong

Ordered that the same be Confirmed and that the Street Commissioner report [738] an Ordinance for paving Cuyler and Browns Alley from Water Street to Front Street at the next meeting of the board

Abraham Stagg Collector of the assessment monies for paying and

regulating Lumber Street from East George to East Rutgers Street having returned the names of several persons who have neglected or refused to pay their several proportions Ordered that a Warrant be issued to enforce payment according to Law

Ordered that a New Ordinance be passed for regulating Leonard Street and that the same assessors to Wit Peter Arell, Arthur Smith John P Groshon, Philip Ruckel and William Dustan be appointed

Joseph Claghorne was appointed a Watchman in Captain Hays Company instead of Job Scribner displaced

James Patten Junr Blacksmith No 14 James Street and William Ball Ship Wright No 36 Rutgers Street were appointed Firemen to Engine No 17 the former instead of Philip Lockwood and the latter in the place of Charles McKarly resigned

Ordered that the Mayor issue his Warrants on the Treasury to pay.

Isd Warrts

No 497	To the workman at the New City Hall an additional donation of	$50.
[739]482	Elias Parsall for earth carried to the Collect	4.20
483	Zachariah Medlar Do	2.40
484	Barker Pierson & Co for Cannon purchased and ordered to be returned	60.
485	John McComb for paving Streets	147.37
486	Thomas Mitchell a quarter Salary as A D & M	60.
487	Patrick Hamilton for earth carried to the Collect	7.55
488	Daniel L Cort for lost fire buckets	6.
489	Bartholomew Skaats for Salary a[s] asst Door keeper and Messenger & Sweeping of Chimneys	52.53
490	Laurence Brower for earth carried to the Collect	1.80
491	George Carroll for lost fire buckets	4.
492	Nicholas Carmer balance of Acct	1061.32
493	Oliver Waldron for repairing public roads	451.78
494	James H Myers Ditto	578.46
495	David King for Beer	30.62
496	Thos Hazard lighting & *cleanly* [cleaning] City Lamps	249.44

VOLUME FOURTEEN

OF

MANUSCRIPT MINUTES

June 7, 1803 to December 3, 1804

Minutes of the Common Council of the City of New York. Commencing June 7th 1803.

Edward Livingston Esquire Mayor
John B. Prevost Esquire Recorder.

Wynant Van Zandt junr Esqr Alderman Andrew Morris. Assistant of the first ward. John Oothout Esquire Alderman Caleb S. Riggs Esqr Assistant of the second ward. Philip Brasher Esquire Alderman, Ebenezer Stevens Assistant of the third ward. John Bogert Esquire Alderman. Jacob Le Roy. Assistant of the fourth ward. John P. Ritter Esquire Alderman Robert Bogardus Esquire Assistant of the fifth ward. Joshua Barker Esquire, Alderman Clarkson Crolius Assistant of the sixth ward Mangle Minthorne Esquire Alderman Henry Brevoort, Assistant of the seventh ward. Tunis Wortman Clerk.

[1] In Common Council. June 7. 1803

Present. John B. Prevost Esquire Recorder

Mangle Minthorne Joshua Barker Wynant Van Zandt Junr Philip Brasher John Oothout	Esquires Aldermen	Jacob Le Roy Henry Brevoort Andrew Morris Robert Bogardus Clarkson Crolius Ebenezer Stevens	Assistants

The petitions of George Bowne, and Peter Schermerhorne for water grants, of Peter C Schuyler for an allowance for powder used by his company on the 4th day of July last, and of J. Waterman for the renewal of a lease were severally received and referred to the Comptroller

An application of Peter Stuyvesant for a water grant was referred to Alderman Minthorne, Mr Brevoort, Mr Bogardus. The Comptroller, and Street Commissioner.

A petition of John R Livingston Esquire and others against digging out Streets in the neighbourhood of Corlaers hook at present. A petition of Joseph Newton in behalf of William Edgar that the [2] bulkhead on the west side of Washington Street may be filled in. A petition for paving and regulating Little Ann Street and a petition for regulating Grand Street were severally received and referred to the Street Commissioner

An application of the auctioneers for a revision of the Law lately passed for regulating Sales at public auction, and also a petition from several inhabitants of Broadway on the same subject were received and referred to Alderman Oothout and Barker, and Mr Morris

The following opinion was received from the Counsel of the board, to wit

" I am of opinion that the Mayor, Aldermen and Commonalty have a right by the 5th section of the Act entitled An Act to lay a duty on strong liquors. and for regulating Inns and Taverns passed 7 April 1801 to demand from the Commr of Excise all the monies he may have received for Excise except so much as may indemnify him for his compensation. It is made the duty of the Commissioner after deducting his Salary to pay the residue of the money, which may come [3]

into his hands from the duty of Excise from time to time and without delay to the Chamberlain of the City to be applied to the payment of the City's contingent charges. The money therefore is to be paid, for the use of the Corporation to their Officer. If it is not paid the Corporation sustain an injury, and I think may in such case maintain actions, from time to time against the Commissioner at law, to recover such monies as may be in his hands beyond his compensation, or they may support a bill in Equity to oblige him to account, and pay over the money to their Chamberlain. Rich. Harison

N York 6 June 1803

The petition of Sarah McGuire for the remission of a penalty incurred by selling spirituous liquors on a Sunday, there being peculiar circumstances in her case, was received and granted.

A Communication from the Attorney of the Board respecting the Public Ferries and several other subjects was received and referred to Alderman Van Zandt Brasher, and Mr Bogardus.

Ordered that the Ordinance lately passed for regulating Pine Street and the intersections of the adjacent Streets be suspended and that the Street Commissioner be directed to report the plan of a common sewer by the next meeting

The petitions of James C Brasher and Henry Burtsell two of the Marshals praying that the Attorney [4] of the board may be directed to pay them. the half of the fines recovered under the Ordinance respecting Dogs were referred to the Attorney of the board, with directions to report the state of facts.

The following report of the Market Committee was received and confirmed—to wit,

The market Committee beg leave to report on the following petitions from different Butchers to wit

The petition of Frederick Hawes for leave to change his stand, they recommend that the prayer thereof be granted, as it appears upon inquiry that no pecuniary compensation is to be given or received by either party.

The petition of James Emlock praying for a Licence, and also the stall lately occupied by Alexander Ross, ought to be granted.

The several petitions of Isaac Varian William Neilson, Matthew Vogal, Philip Ferris, and James Sullivan for Michael Nestells stall ought not to be granted.

The petition of Geo: Wilt for stall No 21 Fly market cannot be granted, the same not being vacant

The petition of Matthew Byrne for a stall ought not to be granted, he being deprived [5] of his Licence for improper conduct

The petition of Richard Coyle for a stand in Catherine market cannot be granted there being no vacancy

The petition of Mary Nestell for liberty to occupy the stall in Catharine market lately held by her deceased Husband Michael Nestell for one year ought to be granted.

John Lyons, for stall N° 9 Oswego Market ought to be granted. all which is submitted to the consideration of the board.

June 6. 1803. Wynant Van Zandt Jur
John Oothout.

Ordered that the several persons recommended by the Market Committee be appointed accordingly.

The following report was received from the Street Commissioner, to wit.

The Street Commissioner having been directed to report the probable expence of regulating Bowery Lane according to a profile thereof lately presented to the board and the width proper for the side walks —reports—that the said regulation will require 556,400 cubic feet of earth which at 8 feet to the load and supposing each cart to carry 20 load p. day at 2 dollars p. day including labourers amounts to 6955 dollars—The width of the Street will average 80 feet and it is recommended that the side walks be made 15 feet wide. The side walks are not included in the above calculation All which is respectfully submitted

New York June 6th 1803 Joseph Browne
St. Commr

Ordered that the same lie over.

[6] Henry W Thorne No. 169 Fly market, Grocer, Ephraim Anderson No. 150 Fly market Innkeeper and George Seal N° 8 Depeyster Street, Cooper were appointed Firemen to Company N° 13 instead of Peter Fenton, John E Ruckel, and John Randall resigned. Abraham Allen was appointed a Fireman to Company N° 26 in the place of John Midwinter who declines, and Leonard Deklyne Baker No. 171 Greenwich Street was appointed Fireman to Company N° 3 in the room of Barnet Deklyne resigned.

Ordered that Garrit Gilbert have leave to build a Coal vault in front of his new house in Broad Way under direction of the Street Commissioner

Ordered that the second section and proviso of the Law lately

passed for regulating Ferries be and the same is hereby repealed, and that the Clerk be directed to publish the ordinance as amended.

The Comptroller presented the grant to Marinus Willet Esquire for Water Lots opposite his property at Corlaers hook pursuant to the order of the board formerly made for that purpose Ordered that the same be confirmed, and that the Common Seal of this Corporation be affixed thereto

Ordered that Moses Gomez have leave to open and cleanse his sink in Water Street under direction of the Alderman of the second ward

[7] The Recorder presented the following communication from his honor the Mayor.

June 6th 1803.

Sir.

The want of a fixed day for the settlement of accounts between the Mayor and the Common Council having become a source of some inconvenience and misunderstanding. I wish you to inform the board that instead of the yearly settlement heretofore practised I propose if agreeable to them to settle my accounts every six months. to wit on the 15th July up to the first of that month, and on the 15th January up to the beginning of the year as the first of these periods will immediately succeed the receipt of the licence money. I suppose it will be more agreeable than a more distant period

I am Sir. respectfully. Yours &c

The Recorder. Edw: Livingston

It was thereupon resolved that the Comptroller be and hereby is requested on the fifteenth day of July next to settle the account between this board and his honor the Mayor up to the first day of July next.

Ordered that the Attorney of the Board be directed to give notice to the Sextons that unless they punctually comply with the Law for returning a list of interments they will be prosecuted as the Law directs.

Assessments for digging and regulating [8] Bowery lane from Pump Street to Bayards lane and for digging and paving Bedlow Street from Catharine to George Street were received. ordered that the same be confirmed and that Waters Furman be appointed to collect the same.

The Street Commissioner reported in favor of regulating and paving Fisher Street, as follows, with an ascent of two inches and ⅜ on ten feet from Bowery lane to First Street and with a descent of

three inches on ten feet to the present pavement at Second Street. Ordered that an ordinance be drawn to regulate and pave the same accordingly. and that Benjamin Thurston William Hunter. Smith Hicks. John Townshend and Benjamin North be appointed Assessors for the same.

Ordered that the Mayor issue his warrants on the Treasurer to pay the following accounts to wit

Issd warrts			
Nos 504.	Peter Brower a lost fire bucket		$2.
498	Charles Van Orden for City Watch		118.30
499	Jacob Hays	ditto	118.30
505	Magnus Beekman	ditto	147.70
506	Nathan H Rockwell	ditto	147.70
500	Nicholas Lawrence	ditto	177.10
501	William Van Wart	ditto	177.10
[9]	Proprietor of the daily advertiser to replace Warrant No 458. the check given for which was lost		37.50
502	Joseph Browne in advance for dirt to be carried into the Collect		250.

Memorandum. Warrant No 507 was issued in favor of Philip Ruckel for $300. in advance upon his contract pursuant to the order of the board made the 12th day of May last.

In Common Council, June 14th 1803

Present Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

John Bogert	Esquires Aldermen	Henry Brevoort
Mangle Minthorne		Ebenezer Stevens
Philip Brasher		Andrew Morris
John P Ritter		Caleb S Riggs
John Oothout		Robert Bogardus
Wynant Van Zandt Junr		Assistants
Joshua Barker		

Alderman Bogert, Brasher, Oothout, Barker and [10] Mr Stevens, were appointed a Committee to pursue and direct such measures as may be deemed necessary for the preservation of health in this City, and are requested in behalf of this board to desire the Commissioners of the Health Office to co-operate with and afford them such professional advice and assistance as may aid them in the performance of their duties, and to meet with them as often as their convenience will permit.

A Letter from John Thurman respecting a settlement of accounts between him, and the Corporation, and a petition of Luke Kip for the

lease of a lot of ground were received and referred to the Comptroller.

A Letter from Henry Rutgers respecting the breast work to be bulkhead erected on the west side of George Slip. A request that Cherry Street may be paved from East George Street—A petition of Augustus Lannuiere that his Bow window in Broadway may be permitted to Stand. An application that Houses not numbered at present may be numbered. A petition that a Pump and well may be made in Fayette Street, were severally referred to the Street Commissioner

An application of the New York Artillery offering to this Board the stand of Colours [11] used by them at the inauguration of General Washington as the first President of the United States provided this board will present them with a new stand of colours in return *of Colours in return* was not granted

Ordered that the Aldermen of this City be authorized if they deem it proper to employ as many Peace officers in their respective wards as they may deem necessary for the suppression of vice and immorality on Sabbath days, and that the Peace officers receive from this board a proper compensation for the same

Resolved that M^{r} Dey pay over to the several persons who have made complaints against dogs running at large contrary to the ordinance of the Common Council passed the 28th day of February, their proportion according to the said ordinance first deducting for the costs of any suits which may have failed for want of sufficient proof that any one Complainant may have made

The petition of Sarah Magee for the remission of a penalty for carting manure contrary to law was received and referred to the Superintendant of Scavengers with directions that he report the state of Facts to this board.

Permission was granted to John Young to erect a lime house in Rose Street under the direction of the Alderman of the fifth ward

Upon receiving the report of the Street Commissioner Ordered that an ordinance be drawn for paving and regulating [12] Little Ann Street with a descent of Two and a quarter inches on ten feet from Reed Street to Barley Street, and that Henry Brooks—John Remmey—Philip Jacobs—William Alexander and Matthew Bolmer be appointed Assessors for the same.

The following report of the Street Commissioner was received to wit

"The Street Commissioner has the honor to report to the Board, that he has presented to the Proprietors of Lots on South Street,

between Wall Street Slip and the Old Slip a paper to be signed by them relinquishing to the Corporation, the exclusive right to compensation for vessels that lie on the Slip side of the piers intended to be built between the said slips—The said proprietors have refused to sign such paper except the pier to be built on the Wall Street Slip be directed to be built on a line with the present Slip—Should the Corporation agree to this proposal the distance between the two piers in the Slip will be 110 feet, which will be as wide as most of the other slips can be made, And in the opinion of the Street Commissioner it would be advisable to acquiesce in the proposition All which is respectfully submitted Joseph Browne

June 14th 1803

The Street Commissioner by his report [13] having recommended that a Bulkhead be built across the head of the Slip at the foot of Vesey Street in a line with the west side of Washington Street and that the ground between this new bulk head and the old one be filled with good wholesome earth. And that an Ordinance pass accordingly directing the Assessors to charge the Corporation with one third of the expence. The board adopted the said report. & directed an Ordinance to be drawn accordingly, and appointed Daniel Bowie, Charles Stewart, Lemuel Skidmore, Henry Post and Thomas Taylor to be assessors.

The Street Commissioner to whom was referred the petition of William Edgar for filling in a part of Washington Street reported thereon as follows. to wit That the petitioner and Mr Stuyvesant own adjoining Lands in Washington Street, and that they have lately built a Bulk head fronting the same in a line with the west side of Washington Street, in consequence whereof a very considerable hollow is left to the great disadvantage of the petitioner and the neighbourhood. The Street Commissioner therefore begs leave to recommend that the proprietors of the said ground be directed by ordinance to fill up the same with good and wholesome earth, on or before the first day of August next under the penalty of $100 on each proprietor who shall refuse to comply" Ordered that the said report be confirmed and an Ordinance drawn accordingly

Resolved that the Street Commissioner examine Washington, Provost, North Moore, Beach, Hubert, and Laight Streets and report what is necessary and [14] proper to be done for the health, and convenience of the persons residing in said Streets respectively

The following report was received from the Market Committee —to wit

The Market Committee beg leave to state that some irregularities have taken place in the markets owing to persons taking possession of certain stands and places and who will not be under the controul of the clerk of the market—in some cases they have denied the right of the Corporation to demand fees in order therefore to remedy this growing evil they propose that the annexed Law be passed and published in the newspapers.

14 June 1801.

Wynant Van Zandt Jr
Philip Brasher
John Oothout

The following Law passed the board to wit

A Law to amend the Law Entitled "A Law to regulate the sales at auction in the City of New york" passed 23d May 1803.

Be it ordained by the Mayor, Aldermen and Commonalty of the City of New york in Common Council convened, that in addition to the places set apart, and assigned for selling goods, wares, or [15] Merchandize by the auctioneers in the City of New York it shall and may be lawful for the said auctioneers to sell or expose for sale at auction in front of the Albany Bason opposite to the Middle pier, from the west side of Greenwich Street to the center of the square such things as are enumerated in the second section of the before mentioned law, And further it shall and may be lawful for the said auctioneers to sell or expose for sale as well at the place above mentioned as in Wall Street between Pearl and Front Street, all articles usually sold in the place last mentioned except Household furniture of every description whatever, Carriages, Horses, and animals of every description whatever and except also it shall not be lawful for the said Auctioneers between the first day of June and the first day of November to sell or expose for sale in either of the above mentioned places salted beef or Pork, dried or pickled Fish, Blubber Hides or Cotton Wool under the penalty contained in the said before mentioned Law

2nd And be it further ordained, that it shall and may be lawful for the said Auctioneers to put or place any thing to be sold as aforesaid in any of the places set apart and assigned for sales at Auction at any time in the morning of the day of sale. and instead of being obliged to remove the things sold or exposed for sale before the hour of 3 o'clock, further time until 5 o'clock [16] in the afternoon shall be

allowed subject to the conditions and penalties contained in the 5th Section of the said before mentioned Law.

3. And be it further Ordained That it shall not be lawful for the Sheriff or either of his deputies or any constable or marshal in the said City to sell or expose for sale at public vendue or outcry any thing whatever in any Street road lane or highway or on any wharf or pier in the said City except at either of the places assigned either in this law or in the Law herein before mentioned under the penalty of $25 for each offence.

4. And be it further Ordained, that no Bellman or Crier, or any Drum, Fife, or other Instrument of Music, or any other thing whatsoever (other than a Flag or sign) shall be employed at any auction at the places mentioned in this or the before mentioned Law, or at any Auction or Auction rooms, or at the residence of the respective Auctioneers for the purpose of attracting persons or giving notice of any auction or sales, and every person acting as Bellman or Crier or making use of any Drum, Fife or other Musical Instrument or any thing whatsoever [17] for the purpose aforesaid, and every Auctioneer sheriff constable or Marshall permitting or suffering the same shall respectively forfeit and pay the sum of $10 for each offence —And further that the seventh section of the before mentioned Law be and the same is hereby repealed.

The following ordinance passed the board to wit

A Law to amend the Law entitled a Law to regulate the public markets in the City of New York.

Be it ordained by the Mayor, Aldermen and Commonalty of the City of New york in Common Council convened that no person or persons shall occupy any part of any of the public markets or of the Streets at or near any of the public markets without first having obtained permission for that purpose from a member or members of the Market Committee or the clerk of the said markets or his Deputy. And if any person or persons shall occupy any part of the said Streets or Markets without permission as aforesaid, he she or they shall forfeit and pay the sum of Five Dollars for each offence

The Street Commissioner having been directed by a resolution of the Board to report the probable expence of constructing a Drain or Common sewer in Pine Street from Front Street to the [18] Bulk head in South Street

Reported, that the distance is 304 feet, that the size of the drain ought not to be less than two feet diameter in the clear—Such a drain if built of brick in a circular form will cost about three dollars and half

℔ foot including all expence or 1064 dollars—if built of wood about half this sum or 532 dollars. All which is respectfully submitted.

June 13th 1803. Joseph Browne

Ordered that the same be confirmed, that an Ordinance pass accordingly for making a drain of wood pursuant thereto—And that Abraham Brinkerhoff—Thomas Maule—Abraham Varick—Abraham Herring and Philip Ten Eyck be appointed Assessors

The Street Commissioner by his report having recommended the digging out, and regulating Grand Street with an ascent of one inch in ten feet from Bowery Lane to third Street. Ordered that an ordinance be drawn accordingly and that William A. Hardenbrook. Abraham Van Gelder Junior. Samuel Delaplaine. Benjamin North and Robert McDermot be appointed Assessors.

The following Ordinance passed the board [19] by the division following to wit.

An ordinance to amend an ordinance for the appointment of a Street Commissioner and to regulate the paving and keeping in repair and to prevent obstructions in the Streets of the City of New York.

Be it Ordained by the Mayor, Aldermen and Commonalty of the City of New York in Common Council convened that it shall and may be lawful for any person to make erect and have a bow window or windows—to project into the Street—beyond the front of his or her house, not exceeding, or to extend into the Street more than One foot beyond the front of his or her house or Lot in any part of the City of New York any thing contained in the said Law to the contrary notwithstanding

Affirmative.		Negative
Alderman Bogert	Alderman Barker	Alderman Brasher
Minthorne	Mr Brevoort	Mr Stevens
Ritter	Morris	Riggs
Oothout	Bogardus	
Van Zandt		

[20] The following ordinances passed the board to wit

An ordinance to amend an ordinance to regulate the public markets in the City of New York

Be it ordained &c that so much of the said Ordinance in the words following "And further it shall not be lawful for any person commonly denominated a Huckster to sell or expose to sale in any of the public Markets or in any Street or place within this City any fruit provisions or articles of any kind usually sold in the said public mar-

kets (other vegetables than Fruit excepted) under the penalty of Five dollars for each offence" be and the same is hereby repealed.

An Ordinance to amend an ordinance to regulate the sale of Horses &c

And be it further Ordained that so much of the said Ordinance as relates to Cows be and the same is hereby repealed.

An ordinance to amend an ordinance to regulate the sale of Firewood in the City of New York.

And be it further ordained that so [21] much of the said Ordinance as requires the order for the purchase of Wood to be in writing be and the same is hereby repealed, but that a verbal order shall be and the same is hereby required in all such cases to be proved.

It being represented to the Board that the persons who have the lease of the Brooklyn Ferry conduct it in an improper manner and not agreeable to the rules and regulations of this Board.

Therefore resolved that Alderman Van Zandt Oothout and Brasher, Mr Bogardus and Mr Stevens be appointed a Committee to inquire into the State of the said Ferry and report to this board at the next meeting.

Resolved that the petition of the inhabitants in the neighbourhood of Burling Slip relative to widening the same—The petition of George Codwise junior for a grant of a Water Lot on the East side of the said Slip, and the petition of John Riker and Rem P Remsen respecting a grant of Water Lots on the east side of the said Slip, and all other representations by and claims of the parties respectively be referred to a Committee of three, and that the said Committee examine the whole subject, and report not only what ought to be the width of the said Slip and how and to whom the ground under the water on the East side [22] of Burling Slip opposite to the ground owned by George Codwise junior—John Riker and Rem P Remsen ought to be granted and in what proportions, and what quit rent ought to be reserved in such grant or grants, and what shall be paid by any of the parties for their occupation of the ground in front of their Lots for which they have not received any grant heretofore And that the Committee report to this board at their next meeting

Alderman Minthorne
Alderman Barker
& Mr Morris. } Were appointed to compose the above Committee

The following resolution being proposed to wit

Resolved that the Comptroller for and in behalf of the Mayor, Aldermen and Commonalty of the City of New york without delay

demand from Garret Gilbert Esquire the Commissioner of Excise for the City of New York all the monies now in his hands arising from the Excise (deducting therefrom the amount of his Compensation) And it is Ordered that a Copy of this Resolution under the Common Seal be furnished to the Comptroller as an Evidence of his authority to make [23] the demand aforesaid. And resolved Further that in case the said Garrit Gilbert shall refuse to pay over the monies in his hands as aforesaid that the Attorney of this board bring an action at Law or file a Bill in Chancery against the said Garrit Gilbert for the recovery of the said money as the attorney shall be advised by Richard Harison Esq[r] on the communication to be made to the Attorney or the said Richard Harison of what may pass between the Comptroller and the said Garrit Gilbert on the demand above directed to be made.

On motion, ordered that the said resolution be amended by substituting the word "Chamberlain" for the word "Comptroller" throughout.

The question being taken upon the said resolution as amended—the same was negatived, as follows, to wit.

Affirmative	Negative
Alderman Brasher	Alderman Bogert
Ritter	Oothout
Van Zandt	Barker
M[r] Stevens	M[r] Brevoort
Morris	Riggs
	Bogardus

[24] Resolved that the Comptroller inquire and ascertain whether there are any persons who have taken possesion of any ground on or near the East, and North River belonging to the Mayor Aldermen and Commonalty of the City of New york and which this Board has not granted And that he ascertain what Buildings and other improvements were respectively erected or made and in whose possession Such public property shall be found, and under what authority or pretence of right or claim the occupants took possession thereof And report to this board with all convenient speed, and in detail, the Circumstances under which such possessions have been taken and the reasons why grants have not been made to the individuals of Such public property if grants have been applied for, and the quit rents which ought to be reserved on making grants of any such property and from what time the same ought to commence so as to shew what Sums will be due for arrearages in each particular case as above supposed if any such shall be found.

The following resolution being proposed to wit

"Resolved that the Street Commissioner, [25] relinquish all private or other employment which may interfere with his employment as Street Commissioner to the end that the Board may have the whole of his time devoted to their service. And that the Street Commissioner receive as a Compensation for Such his services at and after the rate of dollars per annum

Ordered. that the same be referred to Alderman Barker. Mr Riggs. and Mr Bogardus.

George Taylor. house Carpenter of the fifth ward was appointed a Fireman of the Hook and Ladder fire company No 2 instead of William Robinson resigned—and Frederick Arcularius Baker of No 16 Augusta Street—to Engine No 8 in the room of Matthew Ryker resigned.

Ordered that the Mayor issue his warrants on the Treasury. to pay.

Issd Warrt Nos		
508.	Peter Field balance of his acct for winding public clocks	$38.
509	Jamison Cox for money advanced to Nichs Dower a Witness in behalf of the people at the last sessions by order of the Court	19.50
510.	Joseph Browne a quarters Salary as Street Commissioner	312.50
511	Cornelius Demarest for a lost fire bucket	2.
512	Benjamin Haight for 24 Leather Hats	96.
513.	Selah Strong for dirt to be carted in the collect	500.

[26] In Common Council. June 20th 1803

Present Edward Livingston Esquire Mayor

John B. Prevost Esquire Recorder

Joshua Barker	Esquires Aldermen	Jacob Le Roy
Mangle Minthorne		Ebenezer Stevens
John Oothout		Andrew Morris
Philip Brasher		Robert Bogardus
Wynant Van Zandt Jr		Henry Brevoort
John Bogert		Clarkson Crolius
John P Ritter		Caleb S Riggs.

Assistants.

A petition from several inhabitants for liberty to make a pump at the corner of Bayards lane and Winne Street was referred to the Alderman and Assistant of the Seventh ward

A petition of James Kerk and Frederick Horse for leave to exchange Butchers Stalls. And a petition from several Butchers that no persons but licensed Butchers and Farmers who bring their [27]

own stock to market may be permitted to sell meat by the quarter in the Fly market were received and referred to the Market Committee.

A petition to pave Henry Street from Catharine to George Street. A petition from Isaac Hicks for further time to make the Dock on the south side of Charlotte Slip. A petition of John Titus and Jacob Harsen, that a cross road may be laid out over the Commons. were severally received and referred to the Street Commissioner

A petition of Samuel Dodge late keeper of the Alms house for a compensation for keeping the books of that establishment was received and the prayer thereof rejected.

An application of John Macomb for the settlement of his accounts for paving was received and referred to the Comptroller.

The Superintendant of Scavengers having reported unfavorably to the petition of Sarah Magee praying the remission of a penalty for carting manure contrary to law, and that the price of the manure may be restored. Ordered that the prayer of the said petition be rejected

*The Committee to whom was referred the several petitions of Rem Remsen. John Riker. George Codwise junior and others Reported as follows [28] to wit. That on examining into the merits of the respective petitioners as to their claims that the Common Council are from their own minutes which is presumed to be their record placed in a delicate situation having at a former period resolved that Remsen and Riker should take out their grants on certain conditions which terms and condition although not particularly acceded to, on the part of Remsens and Riker, were never by them declared to be rejected. and they do now appear to the Committee to have an equitable claim on the said grants, for if they at the time the said grants were ordered to be made out, had complied with the same there could now be no doubt that if the public required the extension of the width of the said Slip that they now contended for property must have been purchased at a high price. Therefore the Committee are of opinion under all the circumstances. that the delay of Remsen and Riker has put the corporation on better ground than if an actual compliance on their part had been effected and that in Justice to their claim if the said Slip should be widened which the Committee are of opinion ought to be done that the said Remsens and Riker ought [29] to have a right as Tenants in Common with George Codwise jun^{r} in a just proportion with their right or interest as it now stands that is according to the number of feet they respectively hold or a fair valuation to be made by indifferent men who may be by themselves appointed or agreed on

* Marginal note reads *Burling Slip &c^{a}*—ED.

to appraise the present value of their Lots respectively in order that when the same shall be so done that they may be then considered as one common stock that is the lots of Remsens, Riker and Codwise and that when the necessary reservations for first widening the Slip shall be made and a proper and reasonable quit rent secured to the Grantors or agreed to be so secured that then it would be reasonable and proper for the Corporation to cause a Map or chart of the same to be made out for the different Lots to front on said Slip in width in front and rear twenty feet—in depth on each side forty five feet to the property now or late of George Bowne reserving also a Street or wharf in front of said Lots between them and the Slip of twenty five feet in width to be made out at the expence of the Grantees respectively or in common as they may agree after the said wharf shall be made to the satisfaction of the Corporation under the direction of their Street Commissioner the front of the said wharf or Dock always to be kept in good repair [30] at the expence of the Corporation but that the Street or top of said wharf to be kept in the same good repair at the expence of the respective proprietors. the said Slip will then be extended to Ninety feet in width which under all the circumstances that would attend making the same One hundred feet as it would Lessen the value of the quit [rent] to be laid on the said Lots and probably produce very little more revenue from the additional ten feet in the width of said Slip and render the Lots less convenient to build stores, on as they must be extended in width to make up the deficiency in depth. therefore in lieu of twelve would be but ten which will lessen the real value at least one Sixth part. And that the Corporation further reserve to themselves for ever hereafter the full and complete right to all the Slipage in front of the said Grants respectively as well also whenever hereafter it may become necessary to extend piers beyond the permanent line under the Statute in that case made and provided to order and direct the same to fall back from a parallel line with said [31] Slip to any width they may think proper and to reserve to themselves the whole wharfage or slipage of the same as is before reserved but in the first when piers shall be ordered to be built to pay their just and equal proportion according to the width reserved for public uses and revenue the Committee waive their opinion as to what yearly quit rent or imposition it may be proper for the Corporation to impose or lay on the said grants believing that part unnecessary until the principles of the said Grants shall be first settled between the Corporation and the claimants respectively the Committee beg leave further to state that they have made the foregoing report on what

they think the real merits of the claimants and the necessity of going into the measure for public convenience and advantage but not as a governing principle to be hereafter made a Precedent of. unless the same, or more cogent reasons may make it indispensable. All which is submitted by

New York June 20th 1803

Mangle Minthorne
Joshua Barker.

Ordered that so much of the said report as respects the granting the Water Lots to the applicants in common be rejected. And the residue of the said report postponed.

Ordered that every Committee or officer of this [32] Board appointed to report facts and their opinion thereon if they recommend any measure to be taken by the board in consequence of such report shall annex thereto, such resolution or resolutions as they recommend for the adoption of the board.

Ordered that an Ordinance pass for regulating and paving Frankford and Vandewater Streets according to the report made by the Street Commissioner on the 25th day of April last, and that William Rhinelander. Thomas Gardner. Lewis Hartman. John Young. (of Rose Street Baker) and Leonard Fisher be appointed assessors for the same.

An Estimate and Assessment for making a Common sewer from Gouverneurs Alley to the Old Slip being received. Ordered that the same be confirmed—that two and a half per Cent be added to the amount thereof for the expences of collection, and that Cornelius Wynkoop be appointed Collector of the same.

Resolved that Burling Slip from Front Street to South Street be extended to one hundred feet in breadth, And that the Street on the East side of the said Slip be twenty five feet wide. And that a grant [33] shall be made to George Codwise junior and his wife for the water lot or ground under water from the south side of Front Street to South *side or* [Street on] their or his complying with such preliminaries as shall be found requisite for completing the said Street on the east side of the said Slip and South Street.

And that it be referred to the Comptroller and Street Commissioner to arrange with Mr Codwise such preliminaries and to settle the terms of the grant, and that they report a grant to this board for that purpose to pass the Common Seal, and a detail of such preliminaries as in their Judgment shall be requisite and the said Grantees shall agree to.

The Committee to whom was referred the petition of Peter Stuyvesant for a water grant having reported against making such grant. Ordered that the prayer of the said petition be rejected.

Resolved that the Street Commissioner, and the Superintendant of Scavengers respectively be charged with the execution of so much of the Ordinance entitled a Law to regulate the lying of Vessels at the public wharves and in the Slips of the City of New York and to establish the rates of wharfage" as prohibits, and is intended to prevent Sea vessels and Coasters above the burthen of One hundred Tons from coming into or lying at or within any of the Docks [34] wharves. piers or Slips belonging to the Corporation. And that they respectively cause actions to be commenced against all offenders against so much of the said ordinance as is above referred to for the penalties thereby inflicted by the Attorney of this board.

And that a Copy of this resolution be furnished to the Street Commissioner, and Superintendant of Scavengers respectively for their information and guidance

Resolved that two suitable persons be appointed in each of the wards of this City And they are hereby appointed to make and return to this Board with all Convenient speed a list of the persons residing in each ward and qualified to serve as Jurors in the Courts of Record of the State of New york to be held in the City of New York Conformably to the thirteenth Section of the Act entitled "An Act for regulating trials of issues and for returning able and Sufficient Jurors."

And that Anthony Bolton, and Garret Keteltas be appointed for the First Ward.

[35] Cornelius C Wynkoop and James Van Antwerp for the second ward.

John Hardenbrook and Robert Wardell for the third ward.

John Striker, and William Browne. for the fourth ward.

Leonard Fisher, and James Tylee for the fifth ward.

John T. Banta and John P Groshon for the Sixth ward, and

William Welling and Samuel Stilwell for the Seventh ward.

And that they respectively receive such sum for their Compensation per day as the Comptroller shall audit and this Board shall agree to

Resolved that there shall be allowed to Thomas Hazard the keeper of the Bridewell in addition to his present compensation the sum of Five hundred dollars per annum payable quarter yearly.

Mr Crolius gave notice of his intention to move for a reconsideration of the above resolution

Resolved that the Street Commissioner report to this Board which of the Public Streets in this City ought to be repaved with a view [36] to public convenience. And that in his report he state to this Board which of the said Streets have been materially injured by the Carrying pure and wholesome Water through them and in what proportion.

Alderman Barker, Alderman Brasher and Mr Bogardus } Were appointed a Committee of arrangement for the celebration of the 4th of July next.

The applications of James Donaldson, and Abraham Lewis were referred to the Street Commissioner to report whether their Houses can be suffered to stand any and what time without material injury to the Public

Ordered that the resolution passed at the last meeting directing the Attorney of the Board to pay one half of the fines recovered for offences against the Ordinance respecting Dogs running at large to the Complainants be and the same is hereby vacated.

The Street Commissioner to whom was referred a paper signed by John Marschalk. and others purporting that many of the Streets in the City have not their names affixed to them, that in some of the Streets, the houses are not numbered, and recommending William Ruckle as a proper person to be [37] employed for this purpose

Reported, "That the facts therein stated are true and deserving attention, but that it is not necessary to employ Mr Ruckle for this purpose, as Mr Carmer has already procured a number of boards painted for this object, which in a few days will be ready to be put up. The Street Commissioner begs leave to recommend that Mr Carmer take the proper steps to affix the names to all the Streets that require it. And also the numbers to such of the houses as may be thought necessary under the direction of the Street Commissioner. All which is respectfully submitted—Joseph Browne. June 20th 1803"

Ordered that the said report be Confirmed and that Mr Carmer take measures accordingly.

The Street Commissioner having been directed by resolution of the board to report what is necessary and proper to be done towards regulating and paving Washington—Provost—North Moore—Beach—Hubert and Laight Streets.

Reports that Washington Street from Vesey to Jay Street is not in a situation proper to be regulated and paved at present, but that it

ought to be filled up with gravel. so as to give a descent of 1½ inch on ten feet from the east side of the Street to the Bulk head. That the Canals receiving the Water from all the intersecting Streets be paved about four feet wide, and extended to the bulk head, and that the same be done by Contract, and assessed [38] On the proprietors or occupants of lots in proportion to the width and depth required.

That Provoost Street be regulated and paved from Hudson Street to Greenwich Street with two descents. the one to Hudson the other to Greenwich S[t] each to be 1½ inch on ten feet, and from Greenwich Street to Washington Street it be regulated & paved so as to give a descent of 1½ inch on ten feet to Washington Street.

That North Moore Street be regulated and paved from Hudson Street to Greenwich Street with a descent of 1½ inch on ten feet from the former to the latter, And that from Greenwich Street to Washington Street it be filled up so as to give a descent of 1½ inch on ten feet.

That Beach Street be filled up so as to give a regular descent from the ground lately filled up for the corporation of Trinity Church to Greenwich Street, And that it be also filled up on the West side of Greenwich Street with a regular descent to high water Mark.

That Hubert Street be filled up in the same manner as Beach Street

[39] That Laight Street be filled up so as to make a regular descent to a nine feet alley between Hudson and Greenwich Streets, and also with a regular descent from Greenwich Street to high water mark.

And the Street Commissioner begs leave to recommend that the proprietors of Lots on North Moore Street west of Greenwich Street —on Beach Street—on Hubert Street, and on Laight Street cause the same to be filled so as aforesaid on or before the first day of August next under the penalty of 100 Dollars.

And the Street Commissioner also begs leave to recommend that Harrison Street be regulated and paved from Greenwich to Washington Street with a descent of 1½ inch on ten feet.

And that Warren Street from Greenwich Street to Washington Street be regulated and paved with a descent of 1½ inch on ten feet.

And the Street Commissioner begs leave to recommend that Ordinances be passed accordingly

All which is respectfully submitted

New york June 20. 1803. Joseph Browne

Ordered that the same be confirmed, and an ordinance drawn to carry the same into effect and that William Dustan. John Crolius junior John Remmey. John Van Orden and James Riker be and they are hereby appointed assessors to make an estimate and assessment of such [40] parts of the said Streets as are not directed to be done at the expence of the proprietors of the respective Lots.

Ordered that John Hatfield, Robert Sneeden, John Utt and William Scott be discharged from Captain Van Ordens company of watch and Henry Philips. Andrew Eddy. Ezra Ross and Phineas Wright appointed in their stead.

James Wade was appointed a Fireman to Company No 26 in the place of David Morgan who declines serving

Ordered that Mr Stevens be authorized to procure a stand of colours to be presented to the New York Regiment of Artillery in Exchange for the colours used by them at the inauguration of the late General Washington as the first President of the United States. And that the Mayor be requested to present the colours in Exchange at the City hall on the fourth day of July next.

The Street Commissioner to whom was referred a letter of Colonel Rutgers on the subject of George Slip. Reported as follows to wit.

" That having examined the Bulkhead of George Slip he found the same in a [41] very decayed situation, and the Slip at low water bare for some distance from the bulk head, which is in a line with the South side of Cherry Street Under these circumstances the Street Commissioner is of opinion that it will be proper that a new bulk head should be built, Sixty feet South of the present one. He therefore begs leave to recommend that a new bulk head be built as aforesaid, and the interval between the old and New bulk heads be filled in with good and wholesome earth, and that one third of the expence thereof be assessed on the Corporation, and that an ordinance be passed accordingly.

All which is respectfully submitted

June 20. 1803. Joseph Browne
St Comr

Ordered that the consideration of the said Report be postponed.

Ordered that the proposals of Robert Valentine, and Isaac Scofield for making a bulk head at the New Slip. and the proposals of Henry Hulsart for filling in the same be accepted and that it be referred to the Comptroller to take sufficient Bonds with Security for their performing the same.

Ordered that the Mayor issue Warrants on the Treasury to pay.

Isd Warts Nos		
514.	Jacob Hays for City Watch.....	$118.30
515.	Charles Van Orden do	118.30
516.	Nicholas Lawrence do	177.10
517.	William Van Wart do	177.10
[42]518.	J. Tiebout 2 sets of the revised Laws of this State....	12.75
519.	Abraham Leggett a lost fire bucket.....	2.

In Common Council. June 27th 1803

Present Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

Joshua Barker		Jacob Le Roy
Mangle Minthorne		Andrew Morris
John Oothout		Henry Brevoort
Wynant Van Zandt Junr	Esquires Aldermen	Robert Bogardus — Assistants
John P Ritter		Caleb S Riggs
Philip Brasher		Ebenezer Stevens
John Bogert		

Ordered that an Ordinance pass for regulating and paving Duane Street from Greenwich Street to the intersection of Barley Street with a descent of one inch and a half in ten feet. And also for paving and regulating [43] Barley Street from the intersection of Duane Street to Hudson Street with the same descent, and from Hudson Street to Church Street with two descents each one inch and a half in ten feet, and that Thomas Demarest. John Crolius junior. John Remmey. Joseph Board and James Riker be appointed assessors for the same.

Ordered that upon receiving a certificate from the attorney of the board that the title of John Quackenbos to the land lately assessed for the purpose of widening Leonard Street is good and sufficient that the Mayor be authorized to issue the Warrants for the sums found by the Jury upon the said Assessments.

A petition from Andrew Morris for leave to build a house in Broad Street on a streight line & a petition from the Trunk makers for liberty to set Trunks in the Streets opposite their houses. were referred to the Street Commissioner.

A petition of Catherine Lawrence for a water grant was received and referred to the Comptroller.

Ordered that the Mayor issue his Warrant on the Treasury in favor of Henry Burtsell for such sum as the Attorney of the Board

shall certify to be due to him for informations of offences against the ordinance respecting Dogs.

A petition was received from several inhabitants of the Bowery lane praying this board to contribute to the expence of regulating the same. and that [44] the proprietors of ground further up the road may pay for the earth carted to their Lands

Ordered that the first part of the petition be rejected and the remainder referred to the Street Commissioner

Ordered that James Sullivan and John Fitzgerald charged with having sold unwholesome meats be suspended as Butchers, and that they appear before the board on Monday next to shew cause why their licences should not be vacated.

Ordered that the Market Committee be requested to report whether more space could not be obtained in the Fly market by removing the stalls farther back, and whether it would not be proper to introduce the Manhattan water in the said Market.

Resolved that the Street Commissioner examine into the propriety of the continuation of Budd Street from Greenwich Street to West Street and report his opinion thereon.

A communication was received from the commissioner of the Alms house stating the propriety of building a school house for the children and separating them from the adults. Ordered that the same be referred to Ald: Van Zandt. Bogert & Barker.

Resolved that the Mayor communicate to Col: Morton by letter the disapprobation of this [45] Board excited by the late irregular proceedings of the Military under his command on Wednesday the twenty second instant by discharging guns. and committing other disorderly conduct in the Streets of this City and further to inform him that if the like offences should again occur this board will be under the necessity of adopting such measures as will secure the peace of the City

The Street Commissioner by his report having recommended the following regulation for Bullock Street. to wit beginning at the intersection of Bowery lane thence ascending to third Street with one and a quarter inch on ten feet, thence descending to Norfolk Street with one and a quarter inch on ten feet. thence ascending to a point one hundred feet to the Eastward of Arundel Street with one and a quarter inch on ten feet. thence descending to the bulk head in East Street. with one and a half inch on ten feet—it is conceived that to carry into effect the permanent regulation of this Street would at present be very inconvenient to many of the proprietors. it is therefore recommended that the permanent regulation be compleated only as

far as Lewis Street. and from thence it be for the present filled up with a regular descent to the Bulk head now built at the foot of the said Street. Ordered that the said report be confirmed—an ordinance drawn accordingly and Thomas White. Peter Barker. Abner Weyman [46] Robert McDermot and Abraham Van Gelder are appointed assessors.

The Comptroller having presented a report in favour of granting a new lease to Jedediah Waterman the board upon considering the subject Ordered the said petition to be rejected.

Alderman Barker having moved to reconsider the last determination of the Board upon the application of Messieurs Codwise and Remsen and Riker, and called a division thereupon the said motion was negatived as follows. to wit

Affirmative	Negative
Alderman Barker	Alderman Van Zandt
Minthorne	Ritter
Oothout	Brasher
Bogert	Morris
Le Roy	Bogardus
Brevoort	Riggs
	Stevens

The following report was received from the Comptroller to wit

"Pursuant to a resolution of the Common Council [47] of the 20th instant the Street Commissioner & Comptroller beg leave to report. That they have agreed with George Codwise junr that he shall make a Street of 25 feet in width in front of his grant the whole length thereof adjoining Burling Slip to be compleated by the 1st December next. That he shall pay for ever a yearly quit rent of one dollar $^{23}/_{100}$ per foot. for every foot in width on Front Street. that he shall pay in Cash, or give an approved bond for 3000 dollars with interest. payable on demand which sum shall be paid the one moiety to John Riker and the other moiety to Simeon and Rem Remsen upon condition of their giving up the piece of ground or wharf now in their possession at the head of the Slip and relinquishing all claim or right to the wharfage in front of their original grant.

All which is submitted

June 27. 1803. Joseph Browne
Selah Strong

The following report was received and confirmed to wit.

The Committee to whom was referred a resolution respecting the opening and extending Chambers Street to Chatham Street report.

that they have examined into the situation of the property that it would require to open and extend the same and are of opinion it would not at this time be proper to open the said Chamber Street as is contemplated by the said [48] resolution all which is submitted by

Joshua Barker
Mangle Minthorne
Robt Bogardus

New york June 27th 1803.

It being represented to the Board that the sink or privy of John B. Church situated in Broadway. the property of John Jay Esquire is in a very offensive situation. Therefore resolved that an Ordinance pass Compelling the owner or proprietor to fill in the same with a sufficient quantity of quick lime as will be necessary to correct the said Nuisance, and that the occupant or proprietor plank up the same by the 1st day of July next under the penalty of $100.

The Street Commissioner to whom was referred the petition of Samuel L Mitchill and others for regulating of Cherry Street from Gt George to Rutgers Street and for paving the same Reported. " That a permanent regulation of the said Street cannot at present be adopted but that the convenience of this part of the City requires a temporary regulation which may be made as follows to wit Beginning at George Street thence ascending to the distance of 283 feet with two inches and 1/9 on ten feet—thence descending to Charlotte [49] Street with one inch on ten feet. thence ascending to the distance of 308 feet with 1½ inch on ten feet. Thence descending to Rutgers Street with one and a half inch on ten feet. And the Street Commissioner begs leave to recommend that the said Street may be regulated and paved accordingly. All which is respectfully submitted

June 27. 1803.

Joseph Browne
St Comr

An Estimate and assessment for building a bulk head and filling up the New Slip was received & confirmed.

The Street Commissioner to whom was referred the petition of William Boyd and others praying that Henry Street from Catharine to George Street may be regulated. Reported " That the prayer of the petition ought to be granted, and he begs leave to recommend that it be regulated as follows to wit Beginning at the East Canal in Catharine Street. thence ascending to the distance of 382 feet with 3½ inches on ten feet. thence descending to George Street with 1½ inch on ten feet. And the Street Commissioner begs leave to recommend

that the said Street be regulated accordingly. All which is respectfully submitted. Joseph Browne
June 27. 1803. S[t] Com[r]

Ordered that the said report be Confirmed.

[50] Resolved that M[r] Carmer without delay cause a certain vessel now in a sunken condition to be removed from out the George's Slip.

The following Firemen were appointed to wit

Cornelius Blackledge N° 56 Reed Street Cartman and Simeon Ackerman Watt Street to Engine N° 27 instead of Leonard Lispenard and Anthony Lispenard displaced. Daniel Dykes to Company No 17. Frederick Bausher to N° 25 in the place of Aaron Van Winkle. and James Rice to same Engine in the place of Stephen Taylor James Bertin to Company No 15 in the room of Caleb Schuyler. Arthur Burtis to same Company in the room of Jacob Varian Abraham A Brewer to same company instead of Christian Hertell resigned— George Taylor N° 7 Oliver Street to hook and ladder fire Company N° 2 in the place of William Robertson resigned. Adrian Bogert block maker Barley Street and Peter Maby Cartman Corner of Barley and Chapel Streets to Engine N° 1 instead of Lawrence Moore and Peter Maby resigned. Jacob Gerrad and ..... Christian to same Engine. John E Ruckel baker Hudson Street to Company No 23. Peter Cisco. and Daniel Brady to Engine No 10

[51] Ordered that the Mayor issue his warrants on the Treasurer to pay

Iss[d] Warrts No[s]		
520	Caleb Congdon for lamp oil purchased for the board...	$3350.80
521.	Isaac Scofield and Robert Valentine half the amount of their contract for building a bulk head at the new Slip	276.25
522	Nicholas Carmer in advance for public repairs.....	1000.
523.	Magnus Beekman City Watch.....	145.60
524.	Nathan H Rockwell do	147.70
525.	John M[c]Combs for paving.....	141.25
526.	Thomas Whitelaw do	76.31
527	Thomas Hazard lighting & cleaning City Lamps.....	250.58
528.	John Conrey lost fire bucket.....	2.
529	John Segar do	4.
530	David Cole do	1.75
531	Elias Day Do	2.
532	Bartholomew Skaats to purchase fuel.....	100.
533.	John Bogert Esquire expences of laying the Corner Stone of the New City hall.....	150.
534.	Henry Burtsell for his proportion of fines upon the Dog Law	10.19

[52] In Common Council. July 1, 1803

Present Edward Livingston Esquire Mayor
John B. Prevost Esquire Recorder

Joshua Barker			
John Oothout		Clarkson Crolius	
Mangle Minthorne	Esquires	Henry Brevoort	
Philip Brasher	Aldermen	Robert Bogardus	Assistants.
John Bogert		Caleb S Riggs	
John P Ritter		Andrew Morris	
Wynant Van Zandt J			

A petition for the removal of a house encroaching on Warren Street was received and referred to the Street Commissioner

Daniel Riker of No 378 Pearl Street Merchant was appointed a Fireman to Company No 12 in the room of W^m^ Fitch resigned, and David Roberts Cooper N° 34 Lombard Street to Company N° 3 in the room of Thomas Bennet who declines.

George G. Deremus was appointed a Watchman [53] in Captain Hay's company instead of John Talman who declines

A petition from Charles Bready to be relieved from a fine for selling spirituous liquors on a Sunday was referred to the attorney of the Board with directions to report the State of facts.

The petition of Benjamin Hubbart praying that this board will release its proportion of the penalty for 21 Hogsheads of Indian meal shipped by him without being reinspected. The Inspector of meal having under the circumstances of the case relinquished his proportion. resolved that this Board do approve of the Inspectors releasing the meal mentioned in the petition of Benjamin Hubbart and that they release Such part as by law belongs to them.

The following persons were appointed Inspectors of Lots—to wit

James Hardie	Peter Cole
John Marschalk	Alexander Anderson
John Campbell	Isaac Doty
George Evertson	Valentine Arnold, and
	John Bussing

Ordered than an application be made to the honorable James Kent Esquire, one of the Justices of the Supreme Court of the State of New York to appoint three persons to estimate the Damages sustained by this Board. in consequence of the digging trenches by the Manhattan Company in the Streets of this City. And that a copy of the said [54] Application be served by the clerk on the Manhattan Company and another copy accompanied with an affidavit of such service be transmitted to Judge Kent.

The Street Commissioner to whom was referred the petition of Andrew Morris reports.

That from the annexed map great inequality appears to exist in the breadth of Broad Street between Bridge Street and Water Street. which very much disfigures the Street, and might in a degree be remedied with no inconvenience to the public. The Street Commissioner therefore begs leave to recommend that it be regulated as follows. beginning at the south west corner of Water Street thence extending in a straight line to the south west corner of Pearl Street. Thence extending in a straight line to the north west corner of Bridge Street. And the Street Commissioner begs leave to recommend that the same be adopted by the board

All which is respectfully submitted.

July 1st 1803 Joseph Browne
St Comr

Ordered that the said report be confirmed.

The following ordinance passed the board to wit.

Be it Ordained by the Mayor Aldermen and Commonalty of the City of New york in Common Council convened this first day of [55] July 1803 That the following Lots of Ground, to wit

One Lot of ground in Hudson Street belonging to John R. Livingston Esquire

One Lot of ground in Catherine Street belonging to John R. Livingston Esquire

One Lot of ground in Chapel Street belonging to John R Livingston Esquire

Six lots of ground in Leonard Street belonging to Morgan Lewis Esquire

Five lots of ground in Chapel Street belonging to Morgan Lewis Esquire

Five Lots of ground in Chapel Street between Barley and Thomas Street now or late belonging to Richard V. Morris Esquire

All the Lots in Barley Street between Cross Street and little Ann Street belonging to George Janeway George Codwise. The heirs of John Byvanck deceased, Garret N Bleecker & William Alexander and others.

All the Lots between Magazine Street and Catherine Street now or late belonging to Andrew Stockholm and situated the north west side of Henry Brook's House.

All that Lot, at the corner of Moore and Hudson Street, together with the half of Moore Street in front of the same Lot be respectively

filled in with good and wholesome earth, on or before the first day of August next. And that if the said Lots of ground and the half of Moore Street [56] as aforesaid be not filled in as is herein before directed that the owner or owners occupant or occupants of each of the said lots respectively neglecting to comply with this Ordinance shall forfeit and pay the sum of One hundred Dollars for each and every of the said Lots not filled in as aforesaid.

The following Ordinance passed the board to wit.

An ordinance to amend an
ordinance for the due observance
of the Lords-day called Sunday

Be it ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council Convened. that so much of the said Ordinance as permits the sale of small meats on Sunday until nine o'clock in the Morning be and the same hereby is repealed

Ordered that Ordinances pass for the paving and regulating Cherry Street and regulating Henry Street pursuant to the Street Commissioners reports received at the last meeting. And that Nehemiah Allen. Christopher Halstead. Garret B [57] Abeel. Thomas Lawrence and Philip D Keteltas be appointed assessors for Cherry Street and David Cunningham. Robert Barnes. Robert McDermot William Hunter and John Townsend assessors for Henry Street.

Resolved that it be recommended to his honour the Mayor to give it in charge to all the Constables and Marshals of this City in an especial manner to enforce the Sixth Section of the ordinance entitled " a Law to regulate Carts and Carmen in the City of New york " and to give information to the Attorney of this Board of every infraction of that part of the said Ordinance with the names of the witnesses to convict the Offenders.

And resolved further that the attorney of this Board pay over to any person or persons on whose information and testimony a conviction shall take place for an infraction of the above Section of the said Ordinance the whole of the penalty recovered and received from each and every Defendant.

Ordered that the Mayor be authorized to get Copies of the said Section and of the preceding resolutions printed for the use of the Marshals and Constables at the expence of this Board.

An Estimate and assessment for diging and paving Bedlow Street from Catharine Street to Charlotte Street And also an assessment for paving the Bowery Lane from the termination of the present [58]

pavement to Pump Street were received and confirmed—Ordered that. Waters Furman be appointed to collect the former and Whitelaw Watson be authorized to collect the latter.

Resolved that Aldermen Van Zandt. Bogert. Minthorne. Mr Riggs. and the Street Commissioner be and they are hereby appointed a Committee to enquire and report to this Board on the expediency of extending Broadway across Bowery road and in what direction and to what extent

And at the same time to ascertain and report to the Board whether the owners of the ground through which the said Street is to run if extended or which of them are willing to cede to the Corporation the ground necessary to extend the said Street as far as they may think the same ought to be extended.

[59] In Common Council. July 6th 1803

Present John B Prevost Esquire. Recorder

John Oothout John P Ritter Mangle Minthorne John Bogert Joshua Barker Wynant Van Zandt junr	Esquires Aldermen	Jacob Le Roy Andrew Morris Robert Bogardus Clarkson Crolius Henry Brevoort Ebenezer Stevens Caleb S Riggs

Assistants

A petition for regulating and paving Second Street from Bayard to Eagle Street was received and referred to the Street Commissioner

The Attorney of the board reported unfavorably to the petition of Charles Brady for remission of a penalty for selling spirituous liquors on a Sunday Ordered that the prayer thereof be rejected

Ordered that the Clerk of the board, inform Mr Dey that the board only relinquish their own proportion of Sarah McGuire's fine, but that she must pay the informers proportion and costs.

An application of the members of the Fire Company [60] lately formed in the seventh ward stating that they are not yet in possession of the Engine intended for them was referred to the Engineers

A petition of Philip Ferris for a Butchers stall was referred to the Market Committee

The Comptroller to whom was referred the petition of George Bowne praying for grants of two water lots which he has made improvements upon situate between Burling and Beekman Slips. reports. that in the opinion of the Comptroller grants ought to be made to the

petitioner for the Lots above mentioned. upon his paying the quit rent reserved, and making the Streets as is usual. All which is submitted June 27. 1803. Selah Strong

Ordered that the same be confirmed and a grant made accordingly.

The Comptroller to whom was referred the representation of John Thurman. Reports that Mr Thurman stands charged on the Treasurers books with the sum of £75:4:3 quit rent due from him on a water lot in the fifth ward, on which there has nothing been paid since the 25 March 1775. he has refused to pay this account because the Treasurer would not remit the quit rent that accrued during the War as has been done to Some that were out of the lines during that time. [61] He has also a charge agt the Corporation for $268 $^{6}/_{100}$ usually called Tea Water Money which has depreciated in his hands. And a further charge of £200:10:6 with the interest for part of a Lot of ground that belonged to his fathers estate and was taken to Widen Greenwich Street. he refused to receive the money because the valuation as he supposed was too low. On examining the minutes of the Common Council it appears that on the 17 Aug. 1785 the Corporation adopted the following report of a Committee that was appointed to consider what abatement ought to be made to persons holding leases under the Corporation during the War. "That every person who had resided out of the British lines during the War should have abatement of rent from the 1 May 1776 to 24 Novr 1783. inclusive upon his proving to the Satisfaction of the Treasurer that he had resided out of the British lines during the war and had not received any emolument from such Houses or water Lots during that period, or any part of it that such proof be taken in writing and subscribed by the party making the same before the Mayor Recorder or one of the Aldermen and filed in the Treasurers office as his voucher for such remission" It does not appear that Mr Thurman ever made the necessary proof to authorize the Treasurer to remit any part of the quit rent.

It further appears from the minutes of the Common Council of the 3 March 1789 That a report was received from Henry Remsen, Thomas Randall [62] Wm Maxwell. John Macomb & Joshua Sands Commissioners appointed by an Act of the Legislature for appraising the damages which individuals have sustained by widening and extending Greenwich Street that they award to the heirs of John Thurman deceased the sum of £200.10.6 in full satisfaction for the losses & damages which they have sustained. It does not appear that this sum or any part of it has been paid.

With respect to the $268 62/100 Tea water Money which Mr Thurman was so unfortunate as to have in his possession and depreciate on his hands. it is believed he ought to put up with the loss and share the fate of a multitude of others who have suffered in like cases.

The following appears to the Comptroller to be a just Statement of the Acct

Mr John Thurman.

To Corporation of New York Dr

To 28 years Quit rent on his Lot in Water Street at £2:13:8½ per year		£75: 4: 3
Int on do at 5 per Cent		54:10: 3
		£129:14: 6

Credit

By an appraisement of a Lot of Ground in Greenwich Street	£200:10: 6	
Int at 5 per Cent	143: 5: 6	
		£343:16:—
Balance due John Thurman		£214: 1: 6

[63] By the above statement it will appear that the Corporation has been a sufferer by Mr John Thurmans not receiving the money at the time the apprisal was made as the interest on this sum exceeds the whole quit rent and interest due on his lot, but as there is no proof of a legal tender of the money being made to him it is believed he would recover the interest as well as the principal. the interest is calculated at 5 per Cent agreeable to the rate of interest paid by the Corporation at that time.

All which is respectfully submitted by.

June 27. 1803. Selah Strong

Ordered that the consideration thereof be postponed.

The Comptroller to whom was referred the petition of Peter C Schuyler that an allowance be made to him for two Casks of powder used by his militia Company on the 4th July 1801. the same having been procured by direction of the Committee of arrangement having reported in favor of the petitioner. Ordered that the Mayor issue a Warrant in his favor for $25. being the price of the powder.

Ordered that the Licences of James Sullivan and John Fitzgerald be vacated for having sold unwholesome meats.

The Street Commissioner to whom was referred the petition of John Titus and Jacob Harsen respecting the opening a cross road between the Middle road and the post road. Reports [64] That the Cor-

poration in disposing of their property on the Commons divided the whole in small Lots and every alternate Lot was sold, and the other leased for 21 years. The object of this arrangement was to give an additional value to the leased Lots from the improvements that were expected to be made on the Lots sold. This expectation does not yet appear to be much realized and among other causes is probably the Want of good roads—Altho' the making of cross roads was not an absolute condition of sale. yet it was generally understood to be an implied one—And in the opinion of the Street Commissioner ought to be immediately attended to as benefitting the Lots sold. increasing public convenience and promoting the interest of the Corporation in giving an additional value to their property—for these reasons he begs leave to recommend that the prayer of the petition be granted. And that the Road master be directed to cause the said Cross road to be worked and opened forthwith. And that the same be done either by Contract or otherwise as the road master may deem best for the public interest all which is respectfully submitted

June 27th 1803. Joseph Browne
St Comr

[65] Ordered that the same be confirmed and that the Street Commissioner be directed to receive and report Contracts for opening such Cross roads.

The Street Commissioner to whom was referred the petition of David B. Underhill, and others Trunk makers praying that the Law. prohibiting the exposition of goods for sale on the outside of Houses. may be suspended in their favour Reports. That in his opinion the pretence set up by the petitioners is intended as a mere evasion of the Law, and as long as it shall be deemed necessary to be enforced on other Mechanics & Traders ought not to be suspended for them, for if the mere pretence of airing or drying their goods be a Sufficient plea, the evil intended to be remedied by the Law will still exist. The Street Commr is therefore induced to recommend that the prayer of the Petition be not granted, All which is respectfully submitted.

July 6. 1803. Joseph Browne
St Comr

The consideration of this report was postponed.

The Street Commissioner to whom was referred the petition of Isaac Hicks praying a suspension of the order for docking out on the south side of Charlotte Slip Reports that it is almost impossible at present to procure dock logs, at any rate not without paying nearly

double their usual price, and as the public interest will not very materially suffer if the order [66] be suspended until next year. The Street Commissioner begs leave to recommend that the time be prolonged until the 1st day of July 1804. All which is respectfully submitted

July 27th 1803 Joseph Browne
St Comr

The board upon considering the said report did not confirm the same but ordered the prayer of the petition to be rejected

The following report of the Street Commissioner was received and confirmed to wit

The Street Commissioner to whom was referred the application of Abraham Lewis, and James Donaldson praying for a suspension of the order for removal of their buildings in Hubert Street

Reports.

That the order of the Corporation directing the removal of the said buildings prior to first of May last was not served on them, and that the Houses have been rented for one year from that time. as no material injury will probably result to the public. by their occupation of part of the Street until the first day of November next The Street Commissioner begs leave to recommend that the order of removal be extended to the 1st day of November next, provided they give security that within ten days. after the said time the whole of the buildings shall be removed and the [67] Street filled up conformably to the ordinance of the board lately passed on this subject. All which is respectfully submitted. Joseph Browne St Comr
June 26. 1803.

The Street Commissioner having been directed by resolution of the board to report which of the public Streets in the City ought to be repaved with a view to public convenience, and that in his report he state which of the said Streets have been materially injured by the carrying of pure and wholesome water through them and in what proportion.

Reports. That the greater part of the Streets in the City require repaving. but those extending in a direction with the North and east rivers. require immediate attention

There can be no doubt many parts of those streets have been materially injured by laying the aqueducts of the Manhattan Company. Some other parts of those streets. previous to the laying of those pipes had become much worn and required repaving. consequently could

not be much injured by this operation. The lateral pipes have in general done more injury to the Streets than the mains. but for which the company have never considered themselves responsible, as they were laid at the expence and risk of the person taking the water

It is extremely difficult to ascertain the quantum of damages that has been done, or to fix any thing like an equitable ratio of the Expence of repair, but with a view to bring the subject [68] immediately before the board. The Street Commiss^{r} begs leave to recommend that in repaving any Street through which the Manhattan Company have caused a pipe of conduit to be placed that the said Company shall pay a proportion of the expence thereof equal to two feet in width of the Cartway of such Street, for instance if the Cartway be 24 feet wide then the Company shall pay one twelfth of the expence of such repaving, and so in this ratio for any other width.

To prevent hereafter any further injury being done the Streets, by incompetent persons paving the same. The Street Comm^{r} begs leave to recommend that no person be permitted to pave over any pipe, but under the direction of a person to be appointed by the Corporation the expence of which to be paid by the Company if over a Main, or if a lateral pipe by the person for whose account it was laid. And for this purpose a standard price should be fixed. All which is respectfully submitted. Joseph Browne
June 27. 1803 St Com^{r}

Ordered that the consideration thereof be postponed.

The Street Commissioner to whom was [69] referred the petition of Jacobus Van Veelen. and others for the removal of a house in Warren Street

Reports. That the house alluded to is built on ground leased from Trinity Church which lease has more than thirty years unexpired. it extends into the Street about twenty feet, and belongs to a M^{r} Zimmerman who asks for the lease five hundred pounds, after the house shall be removed the residue of the Lot will be probably worth Three hundred pounds so that the removal of the building may be estimated to cost $500. The inhabitants of the neighbourhood are very desirous that this building should be removed as a means of contributing to their health Comfort and Convenience under these circumstances the Street Commissioner begs leave to recommend that the said house be removed according to the Statute in that case made and provided. All which is respectfully submitted. Joseph Browne
July 6. 1803 St Com^{r}

Resolved that the Street Commissioner take measures to have a certain dwelling house at the corner of Laight and Greenwich Street which encroaches on Greenwich Street removed. or that the proprietor give sufficient security to have the same removed by the first of May next to the satisfaction of the said Street Commissioner to be filed in the Clerks Office

Resolved upon the execution of a Deed of [70] Conveyance drawn by Anthony Dey Esquire by John Quackenbos and Catherine his wife to the Mayor Aldermen and Commonalty of the City of New York for the ground at the corner of Broadway and Leonard Streets and also such bond of indemnity as the said Anthony Dey may approve of that the Mayor sign a Warrant in favor of the said John Quackenbos for the sum assessed by the Jury amounting to $2800

The petition of Thomas Storm for liberty to make a drain to lead the water from his cellars N° 1 and 3 in Stone Street and dig up so much of the foot walks and Street as is necessary for that purpose was granted to be done under direction of the Street Commissioner

The petition of Joel Horton that this board may release to him their right to 9 barrels of Flour shipped by him without being reinspected Ordered that under the circumstances detailed in such petition and the Inspector of Flour having relinquished his proportion of the forfeiture That the prayer of the said Petition be granted and that the Flour Mentioned in the s^{d} petition be released from Seizure and returned to the within named Joel Horton.

[71] Resolved that a Committee be appointed to draft and report to this board an Ordinance for the government and regulation of the City prison and Bridewell to describe the duties of the keeper of the same with the salary he ought to have for executing the duties of said Office Alderman Barker, Bogert and M^{r} Bogardus were appointed to the said Committee.

Resolved that the Street Commissioner be directed to examine into the propriety of opening Cross Street between the Gaol and Arsenal and to report by the next meeting of the board.

The health Committee represent the following nuisances.

A privy the corner of Bancker and James Streets the property of Walter Bowne occupied by negroes.

The priviy of M^{rs} Stewart N° 56 Maiden Lane the property of Judge Lewis.

A vacant Lot N° 94 James Street the property of David Harrison.

The cellars N° 39 & 41 Rutger Street Cellar N° 22 Bancker Street requires filling in with wholesome Earth so far as to prevent the water

lodging in the same, the property of estate [of] Abraham Duryee deceased—Harry Peters Executor. Ordered *than* [that] an Ordinance pass for filling in the said privies with lime and planking them over in 10 days and filling in the said vacant Lot and cellars in 20 days

[72] A petition of James Quackenbush and others that their works for the manufactory of Morocco Leather may be permitted to stand, And that they may be released from any penalties in consequence thereof was referred to the health Committee

Resolved that upon the Mayors giving an authority to the Comptroller to receive the market fees to accrue from the first day of July instant until the first day of March next the Comptroller be authorized to settle the accounts of the Mayor he paying into the Treasury by Thursday next such balance as may be found due by the Comptroller.

Israel Bedell was appointed a Weighmaster

Stephen Baxter, of Catherine Street Cartman and Michael Gardner of Catherine Lane were appointed Firemen to Company N° 23

Ordered that the Mayor issue his Warrants on the Treasurer to Pay.

William French and others for attendance as Constables & Marshals on the 4th July	$9.
George F. Hopkins printing Corporation Laws &c	120.50
Nicholas Lawrence City watch	177.10
[73] William Van Wart do	$177.10.0
Charles Van Orden do	118.30
Jacob Hays do	118.30
Tunis Wortman three Months Salary as Clerk to 1st instant and Stationary	150.
Magnus Beekman City watch	147.70
Nathan H Rockwell Do	147.70

In Common Council. July 11th 1803

Present. John B. Prevost Esquire Recorder

John Oothout	Esquires Aldermen	Jacob Le Roy	Assistants
Philip Brasher		Caleb S Riggs	
Joshua Barker		Henry Brevoort	
John P Ritter		Robert Bogardus	
Mangle Minthorne		Ebenezer Stevens	
John Bogert		Andrew Morris	
Wynant Van Zandt Junr		Clarkson Crolius	

A petition of Richard Berrian and others dry good [74] Merchants against the repeal of the ordinance preventing the exposure of goods was received and read

the Corporation as much as may be necessary for the purposes of carrying thro' the road. The proprietors adjoining Mr Williams are the heirs of James Duane Esquire deceased. From the best information the Committee can obtain they are willing to make the cession. Mr John Watts is the next proprietor the road will partially run through the rear of his Land, he declares he [79] feels no particular interest in the measure and is not willing to cede. The proprietors adjoining Mr Watts are the heirs of Nicholas Cruger Esqr deceased. In a conversation with Mr Rogers on the subject he declared that the heirs of Nichs Cruger were averse to making the necessary cession Under these circumstances the Committee beg leave to offer the following Resolution

Resolved that it is expedient and proper to extent Broadway across the Bowery road in a direct line to the land of the heirs of Nicholas Cruger deceased and from thence through the said Lands in a direct line with the new or Middle road, provided nevertheless the heirs of Nicholas Cruger deceased, Mr John Watts, The heirs of James Duane deceased and Mr Williams will make such cession to this board as may be necessary to extend the same the said road to be Eighty feet wide and that Mrs Anderson Mr Jacob Tearse and David Man be indemnified according to Law. All which is submitted to the consideration of the board by

Wynant Van Zandt Jr
Mangle Minthorne
Joseph Browne.

Ordered that James Fairlie be permitted to erect a coal vault in front of his house in Cortlandt [80] Street under the direction of the Street Commr

Assessments for regulating and paving First Street between Fisher and Grand Street and Pump Street between Bowery Lane and Second Street were received & confirmed And Waters Furman appointed to collect the same.

A petition for paving Hester Street was received and referred to the Street Commissioner

A Letter from Mr Boyle requesting this board to purchase his painting of John Jay Esquire was referred to Aldermen Van Zandt Oothout and Brasher

Resolved that the Comptroller call on the respective religious Societies or bodies corporate described in the first Section of the Act of the Legislature entitled "an Act to direct certain monies to be applied to the use of Free Schools in the City of New york" or such

of them as have not made report to this Board of the appropriation of the monies they have received under and by virtue of the said Act as is required by the second section of the said Act and demand of the said Religious Societies or bodies corporate or such of them as have neglected to comply with the directions of the said Act respecting the sums of money [81] as they may have received, and demand from them the sums of money received by them respectively as forfeited to the Mayor, Aldermen and Commonalty of the City of New York. And report to this Board what sums he shall so receive and which of the said religious Societies shall refuse to pay over the monies to him on such demand to the end that this board may take suitable steps in the premises.

The Committee appointed upon that subject reported a list of the present number of Engines. and Fire-buckets and also the draft of an ordinance for the better extinguishing Fires and regulating the Fire department in this City Ordered that the said Ordinance be referred to the Counsel of the board with a request that he will make such alterations in the same as he may conceive necessary to carry its object into effect.

Resolved that the Street Commissioner be requested to report to this board with respect to the propriety of paving the side walks in the Bowery lane

The following report of the Street Commissioner was received to wit The Street Commissioner to whom was referred the petition of Abraham Van Gelder and others for a new assessment for digging out and regulating of Bowery Lane from Pump Street to Bullock Street. Reports. That in regulating this Street it became necessary to remove a [82] considerable quantity of earth which was directed to be carried to that part of the Bowery lane lying to the eastward of Bullock Street which stood in great need of the same, it would be equitable that a new assessment should be made to include the lots on Bowery lane as far as the present outlet between North and Bleecker Streets. And the Street Commissioner begs leave to recommend that this part of Bowery lane be regulated with an ascent of One inch on ten feet from Bullock Street to a point 150 feet east of Stanton Street and from thence with a descent of one inch on 10 feet to the said outlet. It will be necessary that the water from this part of Bowery Lane be discharged through Grand Street for this purpose this Street ought also to be regulated as far as Rynder's Street with a descent of one inch and three eighths of an inch on ten feet from Bowry lane to Rynders Street. and the Street Commissioner begs leave to recommend

that it be regulated accordingly; As that part of Grand Street lying between Bowery Lane and Third Street must also be drained through the Street last mentioned

[83] The Street Commissioner begs leave to recommend that any further proceedings on the ordinance for the regulating of this Street be suspended as far as it relates to an assessment for the same. And that it be assessed with the Streets now recommended to be regulated.

As in digging out Grand Street for the purpose aforesaid a very considerable quantity of Earth will be removed more than is necessary for the regulation of the Streets above mentioned. The Street Commissioner begs leave to recommend that the surplus Earth be carried to the most convenient low grounds belonging to the Corporation in or near the Collect And that in making the Assessment for the regulation of the Streets before mentioned, the Assessors shall be authorized to charge the Corporation with as great a proportion of the expence thereof as shall be equal to five cents p load, for all the Earth that shall be delivered on the Corporation ground as aforesaid. All which is respectfully submitted Joseph Browne
July 6th 1803 St Comr

Ordered that the said Report be confirmed an ordinance be drawn accordingly, and that John Quackenbos, George Janeway, John Marschalk Matthew Bolmer and Richard Berrian be appointed Assessors for the same

The following Ordinance passed the board to wit

[84] A Law to amend the Law for the due observance of the Lords day called Sunday.

Whereas the practice of swimming or playing and sporting in the water of the North or Hudson and East River by vast numbers of the youth and many of those of more advanced age having become so prevailing a custom on the Lords day called Sunday at all hours of the same to the great annoyance and detestation of all decent persons who reside in the neighbourhood of said Rivers or pass through the streets near the same, that so indecent a practice ought not to be suffered to prevail

Therefore be it ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council convened that no person of whatever age or colour shall between the hour of six o'clock in the morning and eight oclock in the evening Swim, Sport, or play in the Waters of the North or East River any where between the point commonly called Bastavens Killitie and Corlaers hook on the shore or

margin of said Rivers respectively under the penalty of Two [85] Dollars for each offence, and the Constables. and Marshals or such of them especially who shall be employed on said days by the Common Council or any Magistrate are hereby authorized & required to stop and detain every offender against this Law until he shall be satisfied of the name and place of abode of the said Offender and if he or they shall refuse to give such information to the satisfaction of such Constable or Marshal. the said Constable or Marshal shall then and in every such case take every such person or persons who may refuse to discover his or their names and place of abode before the Mayor. Recorder or any one of the Aldermen or Justice of the police office. and if upon the oath or affirmation of such Constable or Marshal such person or persons shall be found guilty of either refusing to discover his or their names or his or their place of abode such person or persons shall forthwith pay as a fine a sum not exceeding three dollars or be committed by the said Mayor Recorder Alderman or Justice of the Police Office to the Bridewell for any term not exceeding Forty eight hours and in no case a discharge of any such person or persons shall take place until his or their name and place of abode shall be fully and satisfactorily discovered.

And be it further Ordained that if any person who shall contravene this Ordinance shall be a minor an apprentice, a bound or hired servant [86] or a slave his or her parent or guardian Master, Mistress or owner as the case may be shall be deemed liable to pay the penalty so incurred and shall and may be prosecuted for the same as aforesaid

Resolved that a grant be made to George Codwise junior of the water right opposite to his property at Burling Slip pursuant to the report of the Comptroller formerly made on that subject And that the grant presented by the Comptroller be signed by the Mayor and pass the seal of this Corporation, And that it be referred to the Comptroller to see that the preliminary terms of the said grant be complied with on the part of Mr Codwise

Alderman Barker having called the division upon the said Resolution, the votes were equal as follows to wit

Affirmative	Negative
Alderman Brasher	Alderman Oothout
Ritter	Barker
Mr Riggs	[87] Minthorne
Bogardus	Mr Le Roy
Stevens	Brevoort
Crolius	Morris.

The Recorder gave his casting vote in the affirmative

Nicholas Delaplaine was appointed a fireman to Company N° 25 instead of John Mildenburgh resigned and John Declew of the second ward Confectioner to Company N° 24 in the place of Zeno Archer resigned.

The following report was received from the Counsel of the board —to wit

I have perused the papers relative to the claim of Robert Peacock upon the estate of his brother Colin Peacock deceased and am of opinion that, they are too loose and indefinite for the Corporation or their Chamberlain to act upon. It does not appear whether the said Colin Peacock left any other relations of the whole or half blood, except his said Brother If he did they may be also entitled to a part of his property. And the Corporation consequently liable to them at a future day. Besides, it does not appear that the Deponents were acquainted with the family of the intestate, or derived their information such as it is. from any source that might be depended on.

Rich: Harison
N York 9 July 1803

Resolved that the resolution heretofore passed requiring a deed and bond of indemnity from John Quackenbos to this board, be rescinded [88] And it is further resolved that the Mayor issue his Warrant in favour of the said John Quackenbos for the sum of $280C upon his executing to this board a bond of indemnity to be approved of by Anthoney Dey Esquire provided Peter Wynkoop join in such Bond of indemnity

Ordered that the Standard of Weights and a yard measure lately imported for the use of this board be deposited with the Comptroller and that he procure a proper beam or balance to be made for the same.

Ordered that the Mayor issue his Warrant's on the Treasury to pay the following accounts, to wit.

Is^{d} Warrts		$ Cts
No^{s} 546.	Robert Bowne for standard weights and a Yard Measure imported for the board	105.38
	Alexander L M^{c}Donald 2 lost fire buckets	4.
	M^{rs} Bartow and Peter Mesier the principal and interest of their Bonds	1693.77

[89] In Common Council, July 18, 1803

Present. John B Prevost Esquire. Recorder

John Oothout			
Wynant Van Zandt Junr			
Mangle Minthorne	Esquires	Jacob Le Roy	
Joshua Barker	Aldermen	Henry Brevoort	Assistants
Philip Brasher		Clarkson Crolius	
John P Ritter		Caleb S Riggs	
John Bogert		Ebenezer Stevens	

An application of John Griffith Junr to lease the Lot No 33 in the new road was referred to the Comptroller

A petition of Nicholas Roome Deputy Clerk of the Markets for an increase of salary was referred to the Market Committee

The petition of George Goodhart and others licensed Butchers stating that they are injured in their business by persons hawking meats about the City was referred to the Market Committee

A petition stating that the Furnace lately erected by the Phœnix Company is dangerous to the inhabitants in its neighbourhood was referred to George Gosman together with the other firewardens of the four and sixth wards.

[90] A petition from the proprietors of the steam Engine for permission to sink a well in Beach Street was referred to the Street Commissioner

The President and Directors of the Manhattan Company communicated to the board the following copies of resolutions passed by them on the subject of a compromise for the injury done to the Streets of this City by laying their pipes or conduits through the same:

"At a meeting of the President & Directors of the Manhattan Company. September 24th 1801.

Mr Prevost mentioned to the board that the Corporation of this City had appointed a Committee to confer with a Committee which should be appointed by this board respecting the repaving of certain Streets which had been broken up by the Company's agents to lay their water pipes. Whereupon Mr Osgood, Mr P. N. Smith, and the Superintendant were appointed a Committee on the part of the Company to meet the Committee of the Corporation for the purpose above mentioned

October 1st 1801.

Mr Smith of the Committee, appointed on the 24th Ult, to meet and confer with the Committee of the Corporation of this City, reported verbally the result of their conference

On motion of Mr Osgood. Resolved that the [91] Superintendant be and he is hereby appointed on the part of this board, to meet such person as may be appointed on the part of the Corporation of this City to assess and determine the damages, if any, sustained by the Corporation from the breaking up the pavement in the several Streets through which the main pipes of the Company lead. And that in case of any difference of opinion between the said Superintendant, and such person so to be appointed that they be authorized to chuse a third whose opinion united with that of either of the other two, shall decide such report

Extract from the minutes

Henry Remsen
Cashr M C.

At a meeting of the President and Directors of the Manhattan Company in Wall Street on the Eleventh day of July 1803.

Resolved that this board will appoint a Committee to meet a Committee of the Corporation of this City relative to injuries done by the Manhattan Company to Streets in laying pipes through the same, whenever this board shall be officially informed by the Corporation of their having appointed a Committee for the purpose aforesaid.

A true copy from the Minutes

Henry Remsen.
Cashr M C.

Mr Riggs. presented to the Board a Warrant under the hand and seal of the honorable Judge Kent appointing William Popham, Abijah Hammond, and Richard Hatfield of Westchester Esquires to make an estimate of the damages this Corporation hath sustained on account of the Manhattan Company laying their conduit pipes through the [92] Streets, and report to the Supreme Court thereon. Ordered that Isaac A Vanhook Esquire be appointed to notify those Gentlemen of their appointment, and request them to proceed without delay.

A communication from Mr Benjamin Taylor stating the Wehawk Ferry to be under bad regulations was referred to the Committee lately appointed to examine into the State of Brooklyn Ferry.

Ordered that William Ruck and Winneford Barrett be discharged from the prosecutions commenced against them upon their paying the Costs which may have already accrued.

An assessment for regulating Barley and Duane Street was received and confirmed and William Dustan appointed to collect the

same and also an Assessment for making a drain in Pine Street was confirmed, and Cornelius Wynkoop appointed Collector.

A certificate of Mr Benjamin Ferris stating that he abandons a negro child in pursuance of the Act of the Legislature on that subject was referred to the Counsel of the Board for his opinion whether Mr Ferris has a right so to do. The child having been born in another County.

The Assessors lately appointed to estimate and assess the expences of the regulations [93] directed by the late ordinance to be made in the Bowery Lane having requested to be dismissed upon the ground that other Assessors appointed by a former Ordinance had already made considerable progress therein. The same was referred to the Street Commissioner to report the state of Facts.

The Street Commissioner having reported his opinion with respect to the propriety of continuing Budd Street, the same was recommitted to the Street Commissioner together with the Comptroller.

The following report was received from the Street Commissioner to wit.

" That in consequence of the filling in of South Street the former regulation of Fletcher Street proves inadequate to the discharge of the water from the same. The Street Commissr therefore begs leave to recommend that it be regulated as follows beginning at the South kennel of Front Street thence ascending with one and a half inch on ten feet to the distance of one hundred and thirty four feet, and thence descending to the North side of South Street with one and a half inch on ten feet. And the Street Commr begs leave to recommend that it be paved accordingly "

It was Ordered that the said report be confirmed, an *an* Ordinance be drawn accordingly and that Benjamin Strong, John Reed, George Fox, John Vernon, and John Thompson be appointed Assessors.

A petition stating that the practice of carrying necessary tubs at an early hour in the Evening [94] prevails to an offensive degree. Ordered that the same be referred to the Counsel of the Board with a request to draft an Ordinance to correct the evil complained of

The following report was received from the Market Committee to wit

The Market Committee beg leave to report that the petition of Philip Ferris, Butcher praying for stall No 36 Fly market ought to be granted. The petition of William Reynold for stall No 42 Fly market ought to be granted. The petition of Benjamin Davis for stall No 3 Fly market ought to be granted. the petition of Frederick Hawes and

James Kerk for leave to change their respective stands ought to be granted The petition of John Kortright and a number of others praying the Corporation to allow Butchers to carry small meats through the Country on this Island for sale ought to be granted by special Licences for that purpose. The Committee have viewed the space between the stalls in the Fly market and are of opinion that they ought to be placed back about six inches on each side. That the ceilings of the Markets ought to be whitewashed and the Manhattan Water brought into the center of each for the purpose of [95] washing them. The following resolution is offered

Resolved that the Market Committee direct the stalls to be removed, the Manhattan Water fixed in the Center and the ceilings of the markets to be whitewashed agreeably to the foregoing report. All which is Submitted by.

Wynant Van Zandt Jun^{r}
John Oothout
Philip Brasher

Ordered that the said resolution pass, that so much of the said report as respects the petition of John Kortright and others be recommitted and the residue thereof confirmed and the appointments therein recommended made accordingly.

Ordered that the Committee of public repairs be directed to have such parts of the City hall whitewashed as they may deem necessary.

The Committee to whom was referred the petition of Nathaniel Budd relative to the establishment of a ferry between this City and the wharf of said Budd between Powles hook and Hobuck beg leave to state that they have viewed the Situation of M^{r} Budd on the Jersey shore which is, proposed to be the landing place of the new. ferry on that side, and have made themselves acquainted in some measure with the preparations already made by M^{r} Budd for carrying on the ferry from the opposite side of the River. The Committee find that the Legislature of New Jersey have passed a Law enabling M^{r} Budd to establish a Ferry from the place in question on that shore. That [96] M^{r} Budd has already expended in the purchase of boats and building a wharf and stairs according to his information about two thousand, or twenty five hundred Dollars and contemplates other improvements for the accommodation of the public. Your Committee do not think it necessary to express an opinion whether M^{r} Budd will be able to derive a profit from the Ferry, should one be authorized by this board, that as an individual pursuing his own interest is his own concern.

The Committee are inclined to think that by creating a competition on the other side of the river the public will probably be better Served.

As it relates to this shore should the Common Council establish the Ferry. Mr Holdron the Lessee of the present ferry to Powles hook is desirous to have it from the Corporation as he now has the other, and the Committee are of opinion a more suitable person will not easily be found. Although it will occasion a further expence to Mr Holdron by making it necessary for him to have one more sail boat, and one or two row boats immediately which will increase his annual expence five or six hundred dollars yet he will allow the Corporation the rent he now gives if they will [97] give him a lease of both for a few years beyond the present term of his lease. This the Committee think a reasonable request on his part as his rent is high and to incur so heavy and additional expence and be liable to have to sell his property at the expiration of his present lease at a loss would not be prudent. Mr Budd has agreed to run two sail boats to Holdrons one for the present until a fair experiment is made as to the utility of the undertaking. Should the ferry be established all the additional expence to the Corporation will be the building a new stairs on the North side of the Slip at the foot of Cortlandt Street which your Committee recommend to be done And that a proper reservation for that purpose be made in the grant of the soil under water now about to be made.

On the whole the Committee think favorably of the institution of the Ferry applied for by Mr Budd as a mean of having the public better accommodated than they are likely to be at the persent ferry on the other side, if no other is permitted on this shore

Wherefore the Committee recommend the following resolutions for the concurrence of the Board.

Joshua Barker
Jacob Le Roy
Caleb S Riggs.

Resolved that a new Ferry be established between this City and the New Jersey shore

[98] Resolved that the place of landing in this City be at Cortland Street Slip and on the other at the place where Nathaniel Budd has erected a wharf and ferry stairs between Powles hook and Hobuck.

Resolved that the Ferry about to be established, be leased together with the present Ferry, to John Holdron for Five years from the first day of May last at the annual rent of $2125 with suitable covenants on

his part for keeping the same in a proper manner and to employ a suitable number of boats.

Resolved that Mr Holdron be bound until the further Order of the Board to keep and maintain at least one sufficient sail boat and one sufficient row boat on the said new Ferry.

Resolved that a new Ferry Stairs be built on the North side of the Cortland Slip at such place as the Comptroller and Street Commissioner shall direct, And that if it be practicable a proper place be reserved in the grant to be made to Beach & Bussing for a ferry stairs. to be built at their expence

Resolved that the present Ferry stairs at Cortland Street Slip be repaired and altered so as to make them convenient

[99] Resolved that after the new Ferry stairs are finished no ship or other vessel except the market canoes and skiffs and the boats employed in the Ferries between this City and the opposite shore to Powles-hook and Budds dock be allowed to come into the Cortland Street Slip, but that the said Slip be reserved intirely for the accommodation of the Ferries on the opposite shore

Ordered that the resolutions proposed by the said Committee pass accordingly

Mr Hardenbrook the Chief Engineer having presented to this board his resignation of that office

Resolved that this board accept the resignation of William Hardenbrook as Chief Engineer

Resolved that this board in behalf of their Constituents return their thanks to Mr Hardenbrook for his long and useful services as Chief Engineer and that the President of this board for the time being communicate this to Mr Hardenbrook.

Ordered that Mr Tunis Quick have liberty to make a drain from his lot in Beaver Street to the main drain under direction of the Street Commissioner

An application of the corporation of Trinity Church for permission to close Hubert Street or a part thereof was referred to the Street Commissioner [100] and Counsel of the board.

Ordered that this board will accept of the cession of a Street of twenty five feet in breadth from the Corporation of Trinity Church

The Corporation of Trinity Church offer this board to allow the sum of 150 $ towards the expence of removing a house in Warren Street and the further sum of $100 towards the expence of removing a house in Chamber Street.

Resolved that the Street Commissioner procure and report to this board at the next meeting thereof a Survey or diagram of so much of the lower end of Fair Street as shall be sufficient to shew the continuance thereof across Cliff and Pearl Streets to the head of Beekman Slip so as to open Fair Street in a suitable manner into the Slip aforesaid to the end that this Board may take the necessary measures to have the said Street opened according to a former determination of this board on that Subject.

Resolved that a Committee be appointed to [101] examine into the particular situation of Beekman Slip and the respective claimants for grants for the water right of the same and to report what the width of said Slip ought to be for public convenience

Alderman Oothout
Alderman Brasher and } were appointed the said Committee.
Mr Stevens

Resolved that this board do not think it expedient to comply with the terms offered by the Street Commissioner as to an increase of his compensation for his whole services as contemplated by him in the terms offered to this board.

Resolved that the Comptroller enquire and report to this board by the next meeting thereof whether the property necessary to open and extend Beekman Street can be purchased, and at what prices and from whom, and his opinion as to the propriety of complying with the terms which may be offered by the parties who are willing to treat with the Corporation for such property

James Smith grocer N° 10. Ann Street, and Theophilus Marseilus Grocer N° Grand Street were appointed Firemen to Company N° 8, the former in the room of Harry Brevoort, and the latter in the room of Andrew Minuse resigned

Ordered that the Health Committee take orders for the removal of a vessel which lies in Georges Slip.

Captain Lawrence of the City watch. first District [102] reports that William Parker one of his Watchmen declines, and that he has suspended Frederick Storm for being absent, and recommends William Mount and John Demarest to be appointed Watchmen in their stead. Ordered that the said William Mount and John Demarest be appointed accordingly

Ordered that the Mayor issue his warrants on the Treasury to pay

Issd Warrts Nos			
550.	Charles Van Orden for City watch		$118.30
551.	Bartholomew Skaats ringing bells 4th July		18.
552.	E Belden & Co for printing		37.50
553.	John Bogert Esqr for the use of Health Committee		500.
554.	Caleb Congdon for Lamp oil		554.
555.	Samuel Whitlock for carrying Cannon from and to the Arsenal		5.
556.	Edward Watkeys for candles		6.12
557.	American Citizen for printing blanks		95.50
558.	William Van Wart for City Watch		177.10
559	Nicholas Lawrence	do	177.10
560.	Magnus Beekman	do	147.70
561	Jacob Hays	do	118.30
562.	Nathan H. Rockwell	Do	147.70

[103] In Common Council. July 25th 1803

Present. John B. Prevost Esquire. Recorder

John Oothout John Bogert Philip Brasher Joshua Barker Mangle Minthorne John P Ritter Wynant Van Zandt Junr	Esquires Aldermen.	Jacob Le Roy Clarkson Crolius Henry Brevoort Andrew Morris Ebenezer Stevens Caleb S Riggs

Assistants

A petition from several inhabitants of the neighbourhood that the filling in of Vezey Street Slip, may be deferred until a Lot near that place is filled in, was referred to Ald. Brasher, Barker, and Mr LeRoy with directions that they report upon the said petition at the next meeting of the board, and also on the propriety of having a market for fish established at the end of the Street.

An assessment for regulating Fisher Street between the Bowery road, and Second Street, was received and confirmed, and Waters Furman appointed Collector. And also an Assessment for paving [104] and regulating Frankford and Vandewater Street were also received and confirmed, and John Bussing appointed Collector

The following opinion was received from the Counsel of the Board respecting the case of a negro child referred to him at the last meeting to wit.

"I am of opinion that if Mr Ferris had been the owner of the negro child at the time of her birth and had then been an inhabitant

of York Town in Westchester County, and had afterwards removed to this City, the abandonment would have been good, under the 10th Section of the Act concerning Slaves and Servants upon the particular wording of which I formed my opinion

But inasmuch as Children born of slaves after 4th July 1799, are servants to the owner of the mother, his Executors and administrators in like manner as if bound to service by the overseers of the poor, and as in case of such binding the trust upon the master is personal, and cannot be legally assigned. I am inclined to think that Mr Ferris is not to be considered as the person entitled to the Services of the Child, under the provisions of the Act, and consequently that he could not make the abandonment.

Rich. Harison

22 July 1803.

The following Ordinances passed the [105] board, to wit:

A Law. supplementary to the Law for the appointment of a Superintendant of Scavengers and to prevent nuisances in the City of New york.

Be it ordained by the Mayor Aldermen, and Commonalty of the City of New york in Common Council convened that no human excrements. shall be removed from any of the privies, or necessary houses within the said City except between the hours of eleven o'clock in the afternoon and three o'clock in the morning during the Summer, and between the hours of ten o'clock in the afternoon, and five oclock in the morning in the winter, and that no person shall remove the same at any other time nor scatter or empty the same upon, or within the distance of feet from any of the wharves of the said City under the penalty of Five dollars for every such offence, and if the same shall be committed by any servant or slave the penalty in such case shall be recovered from and paid by the Master or Mistress of the person offending, and, it is hereby made the duty of the watchmen of the said city to use their endeavours to prevent all offences against this Law, and to apprehend all persons who may offend in the premises.

[106] A Law for the regulation of the City Prison & Bridewell and for the appointment of a Keeper to them respectively

Be it Ordained by the Mayor Aldermen and Commonalty of the City of New york, in Common Council convened, that the City prison and Bridewell shall be kept by a discreet and Sober person to be appointed by the Common Council at such time or times as they may

think necessary and proper, and the said person so to be appointed shall be called and known by the name of the keeper of the City Prison and Bridewell in the City of New york, and before he enters on the duties of his office he shall take and subscribe an oath or affirmation before the Mayor, or Recorder that he will faithfully execute the duties of said office of keeper of the City prison and Bridewell respectively, according to the several statutes of this State, or any Law, Rule, or order of the Common Council, which they at any time may pass for the better regulation and government of the same, and the said keeper shall receive as a Compensation for his services the sum of One thousand two hundred and fifty Dollars per annum, in quarterly payments and shall hold his appointment during the pleasure of the Common Council.

[107] And, be it further ordained, that for the better and safe keeping of the City prison and Bridewell, there shall always be two turnkeys or Deputy keepers to be recommended by the keeper aforesaid, but to be appointed by the Common Council who shall be subject to the orders and directions of the said keeper of the City prison, and Bridewell, and shall hold their appointments during the pleasure of the Common Council and shall receive for their services the sum of Two hundred and fifty dollars per Annum to be paid quarterly.

And be it further Ordained that it shall be the duty of the keeper of the said City prison and Bridewell, or in his absence one of the turnkeys or Deputy keepers to receive and take into custody in the said City prison or Bridewell, as the case may be, all persons who may be there Committed by any person having legal power to do the same, until he she or they may be lawfully discharged by the proper authority, and that all apprentices, servants, or slaves who may be committed at the request of their respective masters, or mistresses and who are liable to pay for their support, shall immediately on their being received, be returned to the Superintendant of the Alms-house, whose duty it shall be to keep a Register of the same and on the application of the said Master or Mistress, after paying the sum due for their support, give a discharge for the said Apprentice, Servant or Slave to the Keeper [108] of the said City prison or Bridewell, And the said Superintendant shall credit the Corporation for the sums from time to time received by him for the purposes aforesaid.

And be it further ordained that it shall be the duty of the said Keeper to make a return of the number of persons confined in the said City prison and Bridewell to the Superintendant of the Alms house at least once a week, and it shall further be the duty of the said

keeper to examine the said City Prison and Bridewell daily, and to pay particular attention that no escapes are attempted to be made, and that every part of the said City prison and Bridewell be kept in as clean and wholesome a state as the case will admit

And be it further ordained that all legal fees received by the said keeper or his deputies shall be for the benefit of the Corporation and regularly accounted for with the Comptroller previous to the payment of his salary.

And be it further ordained that no other or greater fees than is by Law allowed shall be taken or received by the said Keeper or his Deputies under the penalty [109] of removal from office

And be it further ordained that no person shall be permitted to visit the Prisoners confined in the said City Prison or Bridewell unless by the order of such persons as are legally authorized to give the same, and if the said keeper or his deputies, shall permit any other person to visit otherwise than is herein provided for, on due proof of the same, he shall be suspended from office.

And be it further ordained that all sales of articles manufactured in the said Bridewell shall be made by the Superintendant of the Almshouse. And further that nothing in the foregoing ordinance contained shall be construed to affect the powers given to the Commissioners of the Alms-house and Bridewell by the rules and regulations as established by the Common Council.

And be it further ordained that no allowance shall be made the said keeper or his Deputies for Family expences either in Furniture or provision but that they may be permitted to make use of the Ordinary supplies of the House.

Resolved that the several accounts of Thomas Hazard as keeper of the City prison and Bridewell, and Superintendant of Lamps &c. be presented to the Comptroller to be audited by him for payment up to the first Monday in August next.

Resolved that the Common Council proceed to the [110] appointment of a Keeper to the City prison and Bridewell according to the ordinance this day passed and that he take charge of the same respectively on the first Monday in August next if the person appointed shall accept of said appointment

The board proceeded to the appointment of a keeper of the City Prison and Bridewell Ordered that Thomas Hazard be and he is hereby appointed to the said office accordingly

The Counsel of the board having reported certain amendments and revisions to the Ordinance for preventing and extinguishing Fires in

the City of New york Ordered that the same be recommitted to the same Committee by whom it was drafted.

The Comptroller to whom was referred the petition of John Griffith jun^{r} for the lease of a Lot of ground at Inclenburgh. the board proceeded to the consideration of the said report and ordered that the prayer of the said petition be rejected

The Committee to whom was referred a resolution of the board directing an inquiry into the state of Brooklyn Ferry. reported that the present Lessees have not conducted the same in such a manner as the Corporation have a right to expect. Ordered that the said Report be recommitted to the said Committee with directions that they [111] take the opinion of the Counsel of the board with respect to the propriety of instituting a suit against the Lessees for any breach that may have been made in the covenants contained in their lease

An assessment for making a Slip and bulkhead at the foot of Brannon Street and for regulating Brannon and Spring Street was recommitted to the Assessors to make such amendments therein as, may be found necessary.

Resolved that the Committee of public repairs without delay cause the present Ferry stairs on the south side of Cortland Street Slip to be repaired and the lower end thereof raised so as to make them convenient for the use of the Ferry there.

Resolved that the Clerk of this board draw an ordinance to prevent the coming or lying in the Cortland Street Slip any vessels agreeably to an order of the board at the last meeting thereof.

*Resolved that the Street Commissioner be empowered and is hereby authorized to take proper steps for the removal of the houses now standing in Warren and Chamber Streets according to an act of the Legislature in that case made and provided

Resolved that a copy of the appointment by Judge Kent of persons to view and estimate the damages done to the Streets of the City of New york be immediately made out and served on the President and Directors of the Manhattan Company with a notice that the persons applied to have agreed to attend to the duties of their [112] appointment and will proceed therein without delay.

And resolved that the Aldermen of the Second and fourth wards be a Committee from this board to attend the persons appointed to view and estimate the damages aforesaid And to provide for those

* Marginal note reads *See Vol. 17, P. 4. &c^{a} for assessm^{t} See P 247 of this vol. P. 312. 613.*—ED.

Gentlemen suitable accommodations during their attention to the business committed to their charge.

Resolved that James Striker be and he is hereby appointed to make and return to this board with all convenient speed a list of the persons residing in that part of the Seventh ward which according to the Act of the Legislature of the last session is to be the ninth ward qualified to serve on Juries in the Courts of Record of the State of New York to be held in the City of New york

Resolved that the Street Commissioner be directed to examine the road and Ferry at Hellgate and to make such improvement and repairs as may be necessary to be done.

Resolved that Colden Street between Chatham and Augustus Street be paved, and that the Street Commissioner at the next meeting report the regulation thereof

[113] Resolved that a Committee be appointed to consider and report to the board their opinion relative to the duties of the Street Commissioner respecting the paving and repaving the Streets, and in what manner the same ought to be superintended and by whom to the end that the same may be done with dispatch and propriety

Alderman Van Zandt
Alderman Brasher
& Alderman Minthorne } Were appointed to compose the said Committee

A statement from Charles Brady that the informers proportion of the fine recovered against him is demanded from him in the absence of the informer and that he had settled with him previous to his departure was referred to the Attorney of the board with directions that he report the state of facts at the next meeting

The Street Commissioner to whom was referred the memorial of G. Janeway and others Assessors lately appointed for the regulation of Bowery lane and grand Streets, with directions to report a state of facts. Reports. That by an ordinance of the Corporation Bowery lane was directed to be regulated from Pump Street, to Bullock Street. In this regulation a considerable quantity of earth was necessarily to be removed, [114] and as Bowery lane east of Bullock Street required raising, the Street Commissioner directed the earth so to be removed to be carried to this place, taking it for granted that the resolution of the Corporation passed by the immediate predecessors of the present board for making a turnpike road through the Island, to commence at Bullock Street, was to be carried into effect. The proprietors of Lots on Bowery lane between Pump & Bullock Streets finding this idea was for the present abandoned, petitioned the Corporation that the

expence of digging out this part of the Street should be equalized among all that were to be benefitted thereby. this petition was referred to the Street Commissioner who in his report thereon recommended that the prayer of the petition be granted, and that a new assessment be made conformably thereto.

As the water from this part of Bowery Lane must be discharged through Grand Street and as a considerable quantity of earth must be removed for this purpose which will be necessary to compleat this regulation. The Street Commissioner also recommended that Grand Street be [115] regulated at the same time, the whole to be included in one assessment. the Corporation adopted the report and an Ordinance passed to carry the same into effect. The signers to the present memorial were appointed Assessors. The difficulties stated by them are probably such as ought to induce the board to discharge them from any further proceedings under the Ordinance. And the Street Commissioner begs leave to recommend that the Assessors appointed for the regulation of Bowery Lane from Pump Street to Bullock Street be appointed in their stead, with the exception of Mr Thurston who is interested, and of Mr Dominick who refused to Act under the ordinance. All which is respectfully submitted Joseph Browne

July 25th 1803 St Comr

Ordered that the said report be confirmed, that the present Assessors named in the ordinance referred to be discharged and Samuel Stilwell, Smith Hicks William Hunter, Benjamin North and Robert McDermot appointed in their stead.

The Street Commissioner to whom was referred the petition of Rowland Powel and others for the regulation of Second street and the paving thereof from Bayard to Grand Street Reports. That the prayer of the petitioners ought to be granted and that Second [116] Street be regulated as follows beginning at the intersection of Bayard or Fisher Street, thence ascending with an ascent of one and an half inch on ten feet to the distance of three hundred and thirty five feet, thence descending across Pump and Eagle Streets to Grand Street with one and ⅛ of an inch on 10 feet And the Street Commissioner begs leave to recommend that the said Street be regulated and paved conformably thereto. All which is respectfully submitted.

Joseph Browne

July 25th 1803 St Comr

Ordered. that the same be confirmed, that an ordinance be drawn accordingly and Thomas White. Frederick Shonnard. William A Hardenbrook. Abraham Van Gelder and John Marschalk be appointed assessors for the same

The Street Commissioner begs leave to state the following observations on the subject of paving Streets

It is obvious to any person who sees the Streets of the City that the pavements are generally in a very bad state of which complaints are frequently made and the occupants of the houses opposite to the places complained of have sometimes been [117] fined for neglecting to remedy the nuisances, although they have not known to whom to apply for the purpose at other times they have been imposed on by exorbitant charges and by persons incompetent to the business. The great Source of the evil complained of is probably derived from the insufficiency of the pavements when first made, and which naturally results from the very improper mode adopted for this purpose but which it appears from the opinion of the Council of the Corporation lately transmitted to the board cannot consistently with the Law of the State be materially altered. There is probably but one way in which an adequate remedy can be applied, and that is by the appointment of a person of a sufficient practical knowledge of the business. who for a reasonable Compensation should devote as much of his time to this object as shall be adequate to produce the desired effect.

Some of his duties would be to examine all new pavements that may be made conformably to the Law of the State, and give a certificate of the faithfulness of the work before the contractors should be entitled to receive the sums specified to be due for the same. All repavements and repairs of pavements at the intersections of Streets should be done under his immediate superintendance. All repairs of Sidewalks or cartways opposite any Houses that may be directed by the Alderman of the Ward or the Street Commissioner should be done by competent [118] Persons employed by him, the expence of which to be certified by him, and the Amount thereof to be paid by the occupant or proprietor of such house as heretofore.

The Street Commissioner has had conversations with Mr G. Gosman and Mr Thos Whitlaw on this subject who are both very competent to this business and are either of them willing to undertake it for about 600 $ p. annum If these ideas should Meet the concurrence of the board the Street Commissioner begs leave to recom-

mend that an ordinance be directed to be prepared conformably thereto.

All which is respectfully submitted

July 25th 1803 Joseph Browne
St Comr

Ordered that the consideration of the said report be postponed.

Resolved that an ordinance pass for the regulating and paving Murray Street from Greenwich Street to the west side of Washington Street and that William Dustan. John Crolius junior John Van Orden. John Remmey. and James Riker be appointed assessors for the Same.

An assessment for regulating the Bowery [119] Lane from Pump to Bullock Street was received and Waters Furman appointed to collect the same.

A Representation from the Assessors appointed for the regulation of Washington Street that Logs will be required to erect bulk heads near the river was recommitted to them for further consideration

Ordered that the Street Commissioner be directed to report relative to the propriety of filling in Georges Slip

Ordered that the Mayor issue Warrants to pay the following accounts to wit

Richard Furman repairing Lamps	$110.73
Estate of John P. Pearss. coroners fees	31.75
Selah Strong Esqr powder for 4th July	162.50
David King for dinner on 4th July	230.
Evening Post for printing	37.50
Theophilus Beekman Esqr a quarters salary as Specl Justice	187.50
Jacob De la Montagnie Esqr do do	187.50
Bernard Oblenis do as Clerk to special Justices	225.
Thomas Whitelaw for repairing State Street	124.31
Selah Strong for dirt to be carted to the collect	500.
John Farrington and John Concklin for attending as Marshals to enforce the Sunday law	10.

[120] In Common Council. August 1. 1803

Present Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

John Bogert	Esquires Aldermen	Jacob Le Roy	Assistants
Joshua Barker		Andrew Morris	
Wynant Van Zandt Junr		Ebenezer Stevens	
John Oothout		Henry Brevoort	
Philip Brasher		Clarkson Crolius	
John P Ritter			

Ordered that the present Health Committee be discharged and that the Mayor Recorder and Aldermen of this City be and they are hereby constituted a Committee with full powers to use all proper means for the preservation of health in this City.

A Letter was received from Mr Anthony Dey resigning his office as Attorney to the Board Alderman Brasher having moved that the question whether such resignation shall be accepted? be postponed until the next meeting. The division thereupon being called for by the Recorder. the votes were equal as follows to wit

Affirmative	Negative
Alderman Bogert	The Recorder
Oothout	Alderman Barker
[121] Brasher	Van Zandt
Ritter	Mr Morris
Mr Le Roy	Brevoort
Stevens	Crolius

The Mayor thereupon gave his casting vote in the negative

The question being moved and put that the resignation of Mr Dey be accepted passed in the affirmative

Mr Dey having inclosed in a note directed to the Recorder the sum of Sixty dollars being the amount of monies received by him of Mr James K. Delaplaine as Security for Captain Starr. Ordered that the Clerk of this board return the said money to Mr Dey.

The Foremen of the different Engines having recommended Mr Thomas Brown for the office of Chief Engineer Ordered that the said recommendation be referred to the Committee on the Subject of the Fire department.

A petition having been received from Mr John Murray praying a Lease of the Lot including the pond near the Powder house in the Seventh ward of this City It was thereupon resolved that the Comptroller be directed to make a lease to Mr Murray for twenty one years of the Lot prayed for by him upon such terms as the Comptroller

may think reasonable, and [122] Subject to the Covenants proposed by the petitioner provided that the annual rent be not less. than thirty dollars.

Anthony Dey Esquire having resigned his office as Attorney to this Board. and the board having accepted the same

Resolved that the thanks of this board be presented to A. Dey Esq^{r} for all the faithful services that he has rendered this board as their attorney.

Resolved that the Mayor be requested to communicate the above resolution to A. Dey Esquire.

A petition from Matthew Bird for a butchers stall was received and referred to the Market Committee

The Committee to whom was referred the petition of Bernard O'blenis reported as follows to wit.

That the facts stated in said petition appear to be well founded that is that the duties of said Office have considerably increased, since his salary was established at $900 p^{r} year and the petitioner has done the duties of said office to the satisfaction of all concerned they are therefore of opinion that the services rendered by the said Bernard O'blenis as Clerk of the Police office are not fully compensated with the Sum he now receives and they are further of opinion that an additional allowance [123] of twenty five dollars per quarter making the salary one thousand Dollars p^{r} year would be fully satisfactory to the petitioner and the Common Council would not pay more than in reason he ought to have. All which is submitted by.

Joshua Barker
John P Ritter

Resolved thereupon that the Salary of the Clerk of the police Office from the expiration of his last quarter be two hundred and fifty dollars per quarter. or one thousand Dollars per year.

Resolved that a suit be instituted in behalf of this board against Peter Stuyvesant for a breach of an ordinance passed this board directing him to fill in a Sunken Lot by the first day of August.

A petition from a number of the Inhabitants in the neighbourhood that the West side of Coenties Slip wharf be repaired was received and referred to the Street Commissioner

A petition from Michael Little to be relieved from a fine for selling liquors without the Mayor's Licence being received, ordered that the petitioner have leave to withdraw his petition

The following report was received from the Market Committee

to wit. The Market Committee report that the petition of Richard Coyle praying for a Licence and stall N° 11 Oswego Market ought to be granted. The Committee also represent that Andrew Paff Butcher is not only implicated with John Fitzgerald and James Sullivan. butchers. but appears to be the principal in dressing and causing [124] to be brought into the market and offered for sale a Cow that had died in the Act of calving

All which is submitted

Wynant Van Zandt
Philip Brasher
John Oothout

Resolved that a Licence be granted to Richard Coyle to follow the business of a Butcher and that stall N° 11 Oswego Market be given to him as a stand

Resolved that Andrew Paff—Butcher. be suspended until the further pleasure of this Board, and that the Clerk of the Market notify him with the cause of his Suspension

The following ordinance passed the Board to wit. Be it ordained by the Mayor Aldermen and Commonalty of the City of New york in Common Council convened this first day of August 1803 That Peter Stuyvesant cause a certain Lot of ground. belonging to him situate in Washington Street in the first ward of the City of New york to be filled in with good and wholesome earth under the direction of the Street Commissioner on or before the 15th day of August instant under the pain of One hundred dollars to be recovered against him together with Costs of Suit

[125] Ordered that the attorney of the board take immediate measures for the recovery of such forfeitures as have accrued from the non obedience of several proprietors in filling up their Lots in conformity to the ordinances of this board for that purpose.

Alderman Barker gave notice of a motion for reconsidering the above resolution

The following reports were received from the Street Commissioner to wit

"The Street Commissioner having been directed by resolution of the Board to report the regulation of Colden Street from Chatham to Augustus Street. Reports. That the said Street ought to be regulated with a descent of one and a half inch on ten feet from Chatham to Augustus Street And the Street Commissioner begs leave to recom-

mend that the same be adopted, and that it be paved accordingly. All which is respectfully submitted.

Joseph Browne
Aug^{t} 1. 1803. S^{t} Com^{r}

The Street Commissioner to whom was referred the petition of Charles Goldin and others praying that Hester Street may be regulated and paved,

Reports. That the prayer of the petition ought to be granted, and the following regulation is recommended beginning at the West kennel in the Bowery road thence ascending to the distance of 65 feet with one and a half inch. on ten feet. Thence descending to Mulberry Street with two and a half inches on ten feet [126] And the Street Commissioner begs leave to recommend that the same be regulated and paved accordingly. All which is respectfully submitted.

Joseph Browne
August 1st 1803 S^{t} Com^{r}

Ordered that the said reports be confirmed And that ordinances be drawn accordingly and that Peter Lorillard. John Remmey Francis Child. Alexander Fink. and James Tylee be appointed assessors for the same.

Ordered that an ordinance pass for filling in George's Slip pursuant to a Report of the Street Commissioner on the 20th day of June last. and that James Drake. Eliakim Ford. Jacamiah Ackerly. Robert Barnes and William Hunter be appointed Assessors for the same.

The following ordinance passed the board to wit

A Law to amend the Law Entitled "A Law to regulate the Public Markets in the City of New York"

Be it ordained by the Mayor Aldermen and Commonalty of the City of New york in Common Council convened that no person or persons whomsoever shall sell or expose for sale any Beef. pork [127] Veal. mutton or Lamb. in quarters, joints, or in pieces in any Street or place in the said City other than in the public Markets or the Streets adjoining or contiguous thereto under the penalty of ten dollars for each offence. Provided always that this amendment shall not extend to any licenced Butcher who shall have received a permit from the Market Committee for the purpose of furnishing the Inhabitants residing within the bounds of the City of New York to the Northward of the dwelling houses of William Neilson and Gilbert Coutant on a line from the North to the East river with all or

any of the Articles before mentioned, and who shall pay the like fees to the Clerk of the market as if the said articles had been sold, or exposed for sale at his stall or standing in either of the said Markets

The following report was received from the Comptroller to wit.

Pursuant to a resolution of the Common Council of the 18th July. requiring the Comptroller to report the lowest valuation of the property necessary to be taken to open and extend Beekman Street. He reports. That to open Beekman Street from Pearl to Water Street the expence will be 33.500 Dollars. there will be 10 feet of ground to be disposed of. together with the value of the buildings on the ground. and the one third [128] of the value of the improvements which the Corporation are to pay will reduce the sum to be assessed upon the property intended to be benefitted thereby to $25,000. I find a large proportion of the Inhabitants who will be affected by this measure are opposed to have the Street opened in this partial manner as it will not open a prospect to the river. but if the Street was to be opened in a direct line to the river and at least 40 feet wide they will more chearfully pay double the amount, that it would cost them in the former case

I have taken the liberty to give an Estimate of the expence of opening Beekman Street of the breadth of 40 feet from Pearl Street to the River. the lowest prices estimated by the different owners are $75,000 with the deduction of $2000. value of the buildings and 10,000 $ being the one third the Corporation to pay will reduce the amount to be assessed on the property in the neighbourhood to 63,000 $ I believe the above property is valued at about $5000 more than the real value. I have subjoined an account of expence to purchase the ground of the different owners and also an assessment according to my opinion of the improvement that the property adjoining would receive by opening and extending Beekman Street that those interested may [129] See what sums will be required of them to make the improvements required. I am of opinion the property will be improved more than the expence laid upon it, yet I believe a majority of the persons who will be assessed to raise the money will be against opening the Street. All which is respectfully submitted Selah Strong

August 1st 1803.

Ordered that the consideration of the said Report be postponed

The Committee appointed to examine the particular situation of Beekman Slip and its width and also the respective claimants for

water grants in front of the same. Report that the Bulkhead is about 70 feet below Front Street where it buts against a small projection of 10 feet wide on the East side and leaves the Slip only 60 feet wide, below this projection its average width is full 70 feet and that it ought not to be contracted on the West Side more than will make the wharf run parallel with Mr Schermerhornes store as has already been suggested by the Comptroller. That Mrs Lawrence and Mr Schermerhorne appear to be the only claimants for grants of water rights and your Committee take the liberty to observe that they believe it will be proper to adopt the Comptrollers report annexed and pass a grant only to Mr Schermerhorne on the Conditions and restrictions he has recommended.

[130] They further believe that it would be but reasonable Mr Schermerhorne should pay to this board the back quit rent on his Lot from the 14th May 1789 being one year after he was permitted to improve the same, all which is respectfully Submitted.

New york 1 August 1803.

John Oothout
Philip Brasher

Thereupon resolved upon Mr Schermerhorne's giving to this board a bond conditioned for the Sum of One thousand Dollars to be approved by the Comptroller that a grant be made to him in pursuance of the Comptrollers report made the 18th day of July last. And that the said Bond be assigned or the monies due thereon be paid to Mrs Catherine Lawrence in extinguishment of any claims to which she may pretend whenever she thinks proper to accept the same.

Resolved that the Comptroller be directed to lease the three Lots at the corner of the Cross roads heretofore Reserved for public uses at such sums as he may think proper for a term not exceeding Seven years.

Resolved that the Street Commissioner be directed to employ one of the City [131] Surveyors to furnish this board with profiles of Such regulations as he may think proper for the different Streets leading from the North to the East River not already regulated between the Battery and State prison.

A petition from the inhabitants of George and Bedlow Streets stating that a Supply of water is necessary for the use of the Inhabitants was received and referred to the Alderman and assistant of the seventh ward.

Resolved that the Comptroller take measures to get in possession such of the public Lands. as are now illegally held by individuals.

Richard Varick, Baker N° 30 Pine Street in the Second ward was appointed a Fireman to Company N° 3 in the place of William Sim declined.

The following assessments to wit, for the paving and regulation of

(Blank space in manuscript.)

Were received. Ordered that the same be confirmed, that George Gosman and John Macomb be appointed to perform the work, and that William Dustan be appointed to collect the same.

The following Ordinance passed the Board to wit

Whereas the Aldermen of the second and third [132] wards of the City of New York have reported to the Common Council that certain lots of ground herein after mentioned and described, are in a state of dangerous nuisance, and require immediate and prompt attention Therefore.

Be it ordained by the Mayor, Aldermen and Commonalty of the City of New York. in Common Council convened, that the owners or occupants of the following lots of ground, situate in the second and third wards of the said City as is herein after more particularly mentioned be and they are hereby respectively required to cause their said respective Lots to be raised and filled with so much good and wholesome earth as in the judgment of the Street Commissioner of the said City, or of James Hardy. General Inspector. shall be deemed necessary—to wit

Owners.	N° of Lots	Where situated
John Jackson.....	3	on South street, east of Fletcher St in the 3d ward of the said City
Wm Lupton and Lancaster Lupton	3	do do
Nath. L. Griswold George Griswold	1	do do
Wynant Van Zandt..	1	on Front Street do
Lancaster Lupton & Wm Lupton	3	do do
John Jackson	3	do do
John Taylor	3	on Front Street, east of Depeyster St in the 2d ward of the said City
Robert Bowne & Thomas Eddy	2	South Street, between Depeyster Street, and Pine Street in the last mentioned ward.
Joshua Jones	2	on Front Street, west of Wall St in the last mentioned ward.

Owners.	Nº of Lots	Where situated
Jacob Walton	1	on Front Street, west side of Gouverneur's [133] Alley, in the said last mentioned ward.
Charles J Richardson.	1	between Front and South Streets in the said last mentioned ward
William Neilson	1	in Front Street.
John Delafield	1	rear of his stores, foot of Broad Street

And be it further ordained, that if any or either of the said Lots shall not be so raised and filled as aforesaid by the 20th day of August inst, the owner or occupant of each such Lot shall forfeit and pay as a fine for each Lot which shall not be so raised and filled as aforesaid 100 dollars.

Ordered that the Mayor issue Warrants on the Treasury to pay the following accounts. to wit

Nathan H Rockwell for City Watch		$147.70
Magnus Beekman	do	147.70
Nics Lawrence	do	177.10
William Van Wart	do	177.10
Charles Van Orden	do	118.30
Jacob Hays	do	118.30
Thomas Hazard lighting and cleaning Lamps		251.96
James Riker & Frederick Eckert for assessing the Sixth Ward		83.50
John McKenzie for attending Potters field		88.50
John Bussing for Services rendered by order of the Street Commissioner		96.
Thomas & James Swords for Laws of New york		$3\frac{87\frac{1}{2}}{100}$
Samuel Montgomery for attending as a Peace officer to enforce Sunday Law		4.
George Cupples	do	5.

[134] In Common Council. August 8th 1803

Present Edward Livingston Esquire Mayor
John B. Prevost Esquire. Recorder

Esquires Aldermen: Joshua Barker, Mangle Minthorne, Wynant Van Zandt Junr, John P. Ritter, John Bogert

Assistants: Clarkson Crolius, Henry Brevoort, Andrew Morris, Jacob Le Roy.

The board proceeded to ballot for an attorney of the Corporation and Isaac A Vanhook having the greatest number of votes was accordingly appointed, subject to Such regulations as the board may think proper to direct

The Recorder, Alderman Van Zandt and Alderman Barker were appointed a Committee to report what would be a proper allowance to the Attorney of the board for his services

A petition from Charles Bird for a Butchers stall was received and referred to the Market Committee

A petition from Robert Watt to be relieved from the costs incurred by an order of [135] the Court of Sessions in a Case of Bastardy, was received and referred to the Superintendant of the Alms house

A petition to pave Republican Alley was received and referred to the Street Commissioner

The following assessments were received to wit, for Brannon Street and Spring Street. Murray, Jay, and Harrison Streets. Ordered that Thomas Demarest be appointed Collector of Brannon and Spring Street and William Dustan Collector for the others.

The following report and resolutions for regulating Vezey Street Slip. to wit.

The Committee to whom was referred the petition of Joseph De la Montagnie and others respecting the public Slip at the lower end of Vezey Street. Report. That having examined the situation of said Slip and finding the statement in said petition to be correct are of opinion that the said Slip ought to be filled up and that an Ordinance be passed to compel the proprietors or occupants of the Water Lots on the North Side of Vezey Street to dock out, fill up said Lots to the extent of their grants by the day of Next under a proper penalty. And that an Ordinance also be passed for the filling in said Slip by the day of with good and wholesome Earth and the ground so made be reserved for the Continuation of the Market between that and [136] Greenwich Street to be used for a Fish market during the pleasure of the Common Council All which is submitted by

J. Barker
Jacob Le Roy

Resolved that an Ordinance be passed to compel the proprietor of the Water Lot north of Vezey Street, or bordering on the same to dock out to the extent of the permanent Line by the first day of June next under the penalty of One hundred Dollars for each Lot of twenty five feet in width or in that proportion for a greater or less quantity

Resolved that an Ordinance be passed for the filling in with good and wholesome Earth the Slip at the lower end of Vezey Street and the erecting a bulkhead to hold the Earth until the adjoining dock shall render it useless And that One third part of the expence be

charged to the Corporation. the rest to the proprietors fronting on the same. And that the same assessors be appointed that was on the late Ordinance and that Ordinance be repealed.

Resolved that as soon as the aforesaid Slip shall be filled in and properly settled [137] the Corporation will take measures to have a handsome market house erected thereon in a Line with the other Market house between that and Greenwich Street.

Ordered that the preceding report and resolutions be confirmed and passed and that an ordinance be drawn accordingly, and further that Daniel Bowie, Charles Stewart, Lemuel Skidmore Henry Post and Thomas Taylor be and they are hereby appointed assessors for the same

Resolved that the Comptroller may settle Mr Carmers accounts up to this day and that he signify to Mr Carmer that in future his accounts if he chuses with this board may be settled weekly

Resolved that the several persons appointed by this board to take a list of all the persons in the City of New york properly qualified to serve as Jurors in the said City and County be and are hereby requested to compleat and return the same on or before the first Monday in September next. and in case sickness or other circumstances prevent the attendance of both the persons appointed in any Ward the other may proceed to do the duties of the same. as if both were present.

The Street Commissioner presented to the Board a report upon the subject of a Street to be Sixty feet wide from Chatham Street to the angle near the Stone bridge in Broadway through which the [138] projected Tunnel is intended to pass which said report is as follows to wit

The Street Commissioner has the honor to present to the board a diagram of the ground necessary for a Street to be sixty feet wide from Chatham Street to the angle near the Stone bridge in Broadway through which the projected Tunnel is intended to pass from the East to the North River.

The proprietors of this ground are in general averse to fix a price for the same but it may probably be estimated at about 30,000 dollars The proprietors of the ground between the angle above named and the North river do not appear to have any objection to cede to the Corporation a Street 60 feet wide for this purpose, with a proviso they be exonerated from any part of the expence attending the extension of the Street to Chatham Street. It would probably be most equitable

and advisable not to accept of a gratuitous cession of land from any of the proprietors but to let the whole be taken and valued according to law, and the expence thereof made a joint charge on the proprietors of the immediate adjoining Lots from Chatham Street to the North river

The expence of the tunnel including three gates for the purpose occasionally of scowering it out. may be estimated at $75,000. This expence might with propriety be [139] charged on all that part. of the City from whence the water descends to the tunnel, which will comprise about 500 acres, admitting an average of 15 Lots to the acre. the expence will fall on 7500 lots, which will average ten dollars p. lot—a very moderate Sum considering the indispensable nature of the object

The many serious evils that have already arisen, and are continually occuring in consequence of the undetermined arrangement for the draining of this part of the City, added to the influence its present situation might have on the health of the Citizens in its neighbourhood induce the Street Commissioner to recommend it to the immediate attention of the Board and to propose the following resolutions.

Resolved that a Street Sixty feet wide be laid out and opened from Chatham Street to the North River according to a map thereof made by Charles Loss City Surveyor, for the purpose of extending a Tunnel through the same for the draining that part of the City, and that the expence thereof be assessed and levied on the proprietors of the adjacent Lots Except so much thereof as shall be charged to the Mayor, Aldermen and Commonalty of the City. for the removal of buildings. according to Law.

Resolved that the Street Commissioner pursue the proper measures to carry the same into immediate effect.

Resolved, as soon as the title for the said Street shall be vested in the Corporation, that a Tunnel to be built of brick, and to be Six feet in diameter [140] in the inside) shall be extended from the North to the East River through the said Street and Rosevelt Street, and that the expence thereof (to be paid in two annual instalments) shall be charged on the proprietors of all the Lots in such Streets as may be drained in the said Tunnel, and in such ratios as the assessors may deem equitable

Resolved that the Council of the board be requested to draw up

and submit to the Common Council an ordinance for the purposes before mentioned, and that

be the Assessors therein named.

All which is respectfully submitted

Joseph Browne

August 8th 1803. St Comr

Ordered that the consideration thereof be postponed.

A petition of John Leonard to be appointed Inspector of firewood was received, and postponed.

The Comptroller presented to the board the grant of a Water Lot at Brooklyn to Joshua Sands, and also a lease to Henry Low of the Lots Nos 37, 42 and 43 in the middle road for the term of Seven years.

Ordered that the same be confirmed and the Seal of this Corporation affixed thereto. respectively.

[141] Resolved that an ordinance be passed for paving and regulating Staple Street from Harrison to Jay Street, and that William Dustan, James Riker John Remmey, John Crolius junior and John Johnson be appointed assessors

Resolved that the Health Committee be authorized to take such measures for the relief of the Sick and indigent. And also to employ such persons under them in the execution of the business. and also to direct such Physicians to attend the indigent sick as to them shall appear necessary and proper, And that this Board will provide for defraying all the expences incurred by the said Committee in the premises.

It having been represented to this board by the Health Committee that the House and grounds at Bellevue have become necessary as a Hospital for the Sick during the present season, and that it is proper immediately to organize such establishment. It is therefore Ordered that Mr Seton be requested to remove from that place without delay in order that immediate arrangements may be made to establish the Hospital.

Ordered that the Mayor issue Warrants on the Treasurer, to pay

Isd Warrts		
Nos 587.	Richard Furman Esqr Superintendant of the Alms house, for the use of that establishment.....	$10,000.
588	John Bogert Esqr for the use of the Health Committee..	1,000.
589	William Dustan for monies assessed to this Board for regulating Barley & Duane Streets.....	306 1/100
[142] 590.	Oliver Waldron repairing public roads.....	634.36

Is^{d} Warrts

No^{s} 591.	Jacob Crocheron & John Slidell jun^{r}	Assessors fees....		$32.
591.	Jacob Crocheron & John Slidell jun^{r}	Assessors fees....		32.
592.	Lewis Hartman & Rich^{d} Cunningham	do	....	47.
593.	John Waldron & Benj^{n} Vredenburgh	do	....	15.
594.	John Waldron & Jacobus Dyckman	do	....	15.
595.	Jacobus Dyckman & W^{m} Molenaer	do	....	15.

In Common Council. August 11th 1803.

Present. Edward Livingston Esquire. Mayor
John B Prevost Esquire. Recorder.

John Bogert Mangle Minthorne John Oothout Joshua Barker Wynant Van Zandt Jr.	Esquires Aldermen	Clarkson Crolius Henry Brevoort Jacob Le Roy Andrew Morris — Assistants

A Letter from M^{r} Seton, proposing terms of settlement for the rent of Bellevue was received and referred to Ald: Barker, and the Superintendant of the Alms House with powers to make an equitable settlement in the premises.

Samuel Hull, and Thomas Hazard Jun^{r} were appointed Turnkeys or Deputy Keepers [143] of the City Prison, and Bridewell

A petition of the inhabitants of Leonard Street stating that a further supply of water is necessary in the neighbourhood was received and referred to the Alderman and Assistant of the Sixth ward.

Ordered that Christopher Mildenburgh have liberty to erect a drain from his vats in Vandewater Street to the main drain in Frankford Street, under the direction of the Street Commissioner

Ordered that the Street Commissioner without delay take orders for causing the following Lots of ground to be filled in with good and wholesome earth—to wit

All the Lots of ground in Barley Street between Cross Street and Little Ann Street belonging to George Janeway. George Codwise —the heirs of John Byvanck deceased. Garret N. Bleecker and William Alexander and others.

All the Lots between Magazine Street and Catharine Street now or late belonging to Andrew Stockholm and situated the North west side of Henry Brook's house

All that Lot at the corner of Moore and Hudson Street together with the half of Moore Street in front of the same Lot

All that certain Lot belonging to Peter Stuyvesant near the Museum in Greenwich Street.

The Alley commonly called Stoughtons Alley to the East ward of Coenties Slip.

And that the same be done at the expence of this Board in the first instance to the end that those expences be afterwards assessed upon the owners of the said [144] Lots respectively in pursuance of the Act passed for that purpose.

Lien.

Resolved that the Justices of the Police be authorized to keep their office at the Bridewell whenever it shall become necessary on account of the Epidemic

Resolved that the Mayor be authorized to issue his Warrants for such sums from time to time for the use of the health Committee as the Committee may require not to exceed $10,000. in the whole amount.

iss[d] 605. $1000.
608. $9000.

Resolved that the Mayor be authorized to issue his warrant for $10.000 in favour of the Building Committee

iss[d] 607. $10.000

Resolved that the Mayor enquire into the state and situation of the lower or either of the other watches and to order the Capt's of the lower watch or the other if in his opinion necessary to add such a number of additional watchmen as he in his judgment may think proper and for such time as he shall think necessary. and that the Mayor draw his Warrant in favour of the Comptroller for $10.000 Dollars for the contingent, or other charges of the City that may not be otherwise regularly paid.

iss[d] 606. $10.000.

The Street Commissioner having reported in [145] favour of regulating and paving Mott Street, from Bayard to Hester Street and Elizabeth Street from Bayard to Hester Street. Ordered that the same be confirmed and Ordinances drawn accordingly and that Smith Hicks. Richard Berrian. Caleb Pell. Abraham Van Gelder and Benjamin Thurston be appointed Assessors for the same

Ordered that an Ordinance pass for filling up Republican Alley in 10 days under the penalty of $100 dollars upon each of the proprietors of Lots bounding on the same

Ordered that any of the Citizens who think proper to remove on acc[t] of the Malignant fever may make use of any of the Common Lands for the purpose of erecting temporary habitations until the 1[st] December next under the direction of the Health Committee.

Warrant No 596 issued to Philip Ruckel for $300 upon his contract pursuant to an order of the Board of 12[th] May last.

[146] In Common Council. August 15th 1803

Present Edward Livingston Esquire Mayor
John B Prevost Esquire. Recorder.

John Bogert John Oothout Mangle Minthorne Joshua Barker Wynant Van Zandt Jr	Esquires Aldermen	Clarkson Crolius Henry Brevoort Jacob Le Roy Andrew Morris	Assistants

Lien.
Isd Warrt
No 597.

Ordered that $267 37/100 be paid to Valentine. Scofield. and others being the balance due to them on the assessment for building a bulkhead at the new Slip and that the same remain as a lien upon the property of such persons as have neglected to pay their assessments. pursuant to Law.

Resolved that the petition of Henry Bertolf and others respecting the assessment for filling in and regulating Hudson Street be referred to the several assessors who acted under the Ordinance passed for regulating said Street and if the assessors or a majority of them shall on examining into the grievances therein stated find that through the want of proper information or other cause when the assessment [147] was made that it was not done according to the intent and meaning of said Ordinance that they be and are hereby allowed to make one in conformity to said Ordinance and equal justice among the proprietors and report the same for the adoption of the Common Council.

Resolved that the Mayor be authorized to inform the watchmen of such Districts as he may deem exposed to extraordinary hazard* that in case of the faithful performance of their duties they shall receive an extra compensation proportioned to the same.

Ordered that a privy belonging to Isaac Stagg be covered over in a sufficient manner under the direction of James Hardie

Resolved that the Street Commissioner without delay take orders for causing the following Lots of ground to be filled in with good and wholesome earth—to wit

All that certain Lot belonging to Wm Edgar situated in the first ward.

All those certain Lots of ground situate on the south east side of Henry Brooks and to the westward of Cross Street.

A Lot of Benjamin Romayne between Catharine Street and Leonard Street.

* Marginal note reads *during the Malignant Fever.*—ED.

Weart Valentine's suspension as a watch-man was taken off.

Resolved that Mr Furman do not permit any person to be removed to the Belle'vue Hospital until he shall [148] have received a Certificate from the Resident Physician or Commissioner of the Health Office stating that such person from his observation of the disease is a proper subject for removal to that hospital.

Ordered that the Mayor issue his warrants on the Treasurer to pay.

Isd Warrt Nos		
598.	The Justices of the Justices Court for attendance from 1 May last to 1 Augt inst.....	$462.
599.	William Van Wart for City watch.....	193.90
600.	Nichs Lawrence do	193.90
601.	Messrs McEuen & Son for leaden pipes &c.....	81.66
602.	Thomas Whitelaw for repairing pavements.....	222.84
603.	Selah Strong Esqr for money paid to Caleb Congdon for Lamp oil	490.50
604	Nichs Carmer the balance of his acct for public repairs..	966.77

The meetings of Common Council suspended on account of the prevailing Malignant fever.

[149] In Common Council September 29th 1803

Present John B Prevost Esquire. Recorder.

John Oothout Wynant Van Zandt Junr Philip Brasher Joshua Barker Mangle Minthorne John P Ritter John Bogert	Esquires Aldermen	Henry Brevoort Clarkson Crolius Ebenezer Stevens Caleb S Riggs	Assistants

The petition of John Keiser stating that an Engine House has been erected on a lot of ground in Hester Street belonging to him and praying that the expence of regulating and paving the Street in front of the said Engine House may be paid by this Corporation was received and granted. Ordered thereupon that the Mayor be authorized to issue a Warrant on the Treasurer for the expence incurred by paving and regulating Hester Street in front of the said Engine House.

A Letter from David Dunham was received stating that he has erected a picket fence encroaching on the Bowery Lane, and requesting that the same may be permitted to stand during the pleasure of the Board was received and referred to the Street Commissioner

Resolved that Daniel Phœnix continue to do the duties of Chamberlain of the City of New york, until the third Tuesday of November next, and until a [150] Successor shall be duly appointed in pursuance of his former appointment to that office by this Board.

Resolved that the President of this Board be requested to cause a copy of the preceding resolution to be served on Daniel Phœnix as speedily as may be.

Resolved that the rigid and faithful performance of the duties of Health officer is of the first importance to the welfare of the City. Under this impression the Common Council actuated by motives of duty beg leave to suggest to the hon^ble^ the Council of appointment, that in filling the vacancy in this important office by the death of D^r^ Ledyard, that professional Talents ought to be united to Zeal, activity and becoming fortitude

Resolved that as the members of the hon^ble^ the Council of appointment do all of them live remote from the City of New York and cannot be supposed to be personally acquainted with the characters who may be Candidates for this Office. The Common Council beg leave to recommend for this appointment D^r^ Joseph Browne who possesses the confidence of this Board

Resolved that the Mayor be requested forthwith to transmit a Copy of the [151] preceding resolutions to the hon^ble^ the Council of appointment

An assessment for regulating Bullock Street, and an assessment for paving and regulating Second Street were received and confirmed. Ordered that Waters Furman be appointed to collect the same.

A petition from Hugh Davy that money may be advanced to him for filling in, and regulating Washington Street as the Collector and most of the proprietors are absent from the City was received, and rejected.

A Statement from M^r^ Macomb concerning the difference of expence between Stone and Philadelphia marble for the front and sides of the new City hall was received and referred to the Building Committee with directions to enquire whether the marble can be procured and the probable expence and to report thereon to this Board.

A petition from Louis Lorton and others requesting that a Bell may be placed on the Greenwich market and a watchman stationed there to give alarm in case of Fire was received and rejected

Ordered that an Ordinance be drawn for regulating and paving Eagle Street from the Bowery Lane to First Street, and that Frederick Shonnard. John Brown Charles Golden. William Dally and

Stephen Weeks be and they are hereby appointed Assessors for the same

Resolved that the Health Committee have power [152] And be requested during the present state of the health of the City and until the further pleasure of the Board be known to regulate the night watch and to take such steps respecting the same both with respect to the Captains and watchmen as the said Committee or a major part thereof may think expedient and conducive to the public safety.

Alderman Bogert. Alderman Oothout and Alderman Ritter having in the recess of this board been informally appointed by the Mayor to examine the Chamberlains accounts and having made their report thereon Ordered that the said appointment be confirmed and the report received and filed.

The said report is as follows to wit.

We the subscribers being a Committee appointed by an order of Common Council to examine the accounts of the City Treasurer. Do Report That there has been received for a note of Anthy Browne Four hundred and thirty seven pounds 4/—For a boat sold by the Comptroller One hundred and thirty pounds—From Thoms Copper Masr in Chancery for advance to the est. of Henry Cuyler One thousand & nineteen pounds 11/11d—from different branches of the Revenue [153] Sixteen Thousand six hundred & nine pounds 12/3¾ And for common lands Five hundred & thirty eight pounds 15/9 which several sums with the Ballance of Ten thousand Two hundred & thirty seven pounds 2/11½ due the City of New york on the last settlement amounts to Twenty eight thousand nine hundred & Seventy two pounds 6/11¼. That there has been paid out pursuant to orders of Common Council Twenty two thousand & ninety four pounds 2/5 which leaves a balance of Six thousand Eight hundred & seventy eight pounds 4/6¼ due the City of New York carrd to new account

John Bogert
John Oothout
Jno P. Ritter

Ordered that the Mayor issue Warrants on the Treasurer to pay

Isd Warrts		
Nos 609.	To Selah Strong Esqr Comptroller for the Contingent expences of the City	$5000
610.	To Selah Strong Esqr Comptroller for Earth to be carted into the collect	$1000

[154] In Common Council, October 19th 1803

Present Edward Livingston Esquire Mayor
John B Prevost Esquire Recorder

John Bogert Philip Brasher John Oothout Wynant Van Zandt Junr Mangle Minthorne Joshua Barker John P Ritter	Esquires Aldermen	Clarkson Crolius Henry Brevoort Ebenezer Stevens. Andrew Morris	Assistants

His Excellency the Governor by and with the advice and consent of the council of appointment having been pleased to appoint Joseph Constant Sheriff. and John Burger Coroner of the City and County of Newyork. and the bond given by the Sheriff under the charter in the penalty of $2500 being approved, the said Sheriff and Coroner attended in Common Council and took and subscribed the oaths of office required by Law The Sheriffs Commission was thereupon read and proclaimed in the City hall

[155] The petition of James Riker, security, for Anthony Brown. Collector of taxes in the sixth ward praying that further time may be allowed to the said Anthony Brown for the payment of his arrearages was referred to the Comptroller to report the state of facts, and his opinion thereon

The petition of Edward Williams praying that the boundary line of his Lots on the Bowery road may be established was received and referred to the Street Commissioner

Edward Livingston Esquire having resigned his office of Mayor. Ordered that Aldermen Oothout. Brasher and Barker be and they are hereby appointed a Committee to draft and report a suitable address to Mr Livingston expressive of the approbation which this board entertain of his conduct as their presiding Officer, and as Chief Magistrate of this City.

[156] In Common Council October 24th 1803

Present. John B. Prevost Esquire. Recorder

John Oothout	Esquires Aldermen	Andrew Morris	Assistants
Joshua Barker		Clarkson Crolius	
Philip Brasher		Henry Brevoort	
Wynant Van Zandt Junr		Ebenezer Stevens	
Mangle Minthorne			
John P. Ritter			

A petition from Joseph F. Mangin one of the City Surveyors was received and referred to the Comptroller

Ordered that William Van Wart be and he is hereby appointed Inspector of Wood, at Coenties Slip in the place of John Vanderburgh decd

The petition of Esprit Guigon to be relieved from a penalty for offending against the Ordinance respecting Dogs. being received Ordered that the prayer of his petition be granted upon his settling with the informant and paying costs.

The following report being received from the Building Committee

The Building Committee in obedience to the directions of the board requiring them to ascertain the additional expence of building the front and two end views of the new hall [157] with marble beg leave to report. That Mr John Macomb junior has visited the principal quarry at Whitemarsh about thirteen miles from Philadelphia, he has taken very considerable pains to form a correct opinion respecting the quality, quantity and cost, as will fully appear by his estimate and communication to the Building Committee, and which are now laid before the board. The Building Committee feel the most perfect confidence in the estimate made by Mr Macomb, and they rest satisfied the same is the result of the most scrupulous correctness. It appears from this estimate that the difference of expence between marble. and Brown stone will not exceed the sum of Forty three thousand seven hundred and fifty dollars including every contingent charge.

When it is considered that the City of New York from its inviting situation and increasing opulence stands unrivalled, when we reflect that as a commercial City we claim a superior standing, our imports and exports exceeding any other in the United States. We certainly ought in this pleasing state of things, to possess at least one public edifice which shall vie with the many now erected in Philadelphia, and elsewhere. It should be remembered that this Building is intended to endure for ages, that it is to be narrowly inspected not only by the scrutinizing eyes of our own Citizens, but of every scientific stranger,

and in an architectural point of view it in fact is to give a character to our City, the additional expence of marble will be fully counterbalanced when we recollect that from the Elegance and situation of this Building. the public [158] property on the Broadway and Collect will much increase in value, and that the same influence will be extended to property far beyond these limits and that in the course of a very few Years it is destined to be in the center of the wealth and population of this City, a building so constructed will do honour to its founders and be commensurate with our flourishing situation. Under these impressions the Building Committee strongly recommend that the front and two end views of the new hall be built with marble and in order to carry the same into effect the following resolution is offered for the consideration of the board.

Wynant Van Zandt Jr

It was thereupon resolved, that the front and two end views of the new hall be built with marble and that the Building Committee take such measures as they shall judge proper to accomplish the same.

Resolved that the Recorder as President of this board express its warm and unequivocal approbation of the conduct of Selah Strong Esquire for his punctual and steady assistance in the distribution of Alms to the poor and necessitous during the calamity of the present Season

Resolved that the Recorder express to Mr Richard Furman the high sense of the Common [159] Council of the activity, assiduity and fidelity which he has discovered in the discharge of the various duties imposed upon him by the Committee of Health, and more especially of his humane attention to the sick and poor during the prevalence of the late Epidemic

Resolved that the Captains of the respective watches be directed to attend the next meeting of the Common Council with a list of the Men composing the same in order to [effect] their reduction to their usual number

The following report from the Comptroller, towit.

The Comptroller to whom was referred the petition of James Riker. Reports That upon a settlement with Anthony Brown, collector of the sixth ward in June last, he was found indebted to the Corporation in the sum of $4375 $^{26}/_{100}$, that by order of the board he gave his several notes at 30, 60, 90, and 120 days for the payment thereof with James Rikers endorsement, that two of the above notes amounting to $2200 $^{20}/_{100}$ are still due, and have been protested for

non payment that James Riker the indorser has obtained a Bond and Judgment upon all the property of the said Anthony Brown with condition to stay the execution for six months. That the property of Anthony Brown consists principally of a house and lot [at] the upper end of Broadway said to be worth about $4000 (if sold to the best advantage) with a mortgage of about $1000. upon it. That if the sale of the above house and Lot was forced it is questionable whether it would fetch the amount of the mortgage together with the sum due from Mr Brown to the Corporation, if such should be the case Mr Riker the security, would suffer in his own Estate to make [160] good the deficiency. That Mr Riker at the time of his becoming security for Mr Brown was uninformed of his embarrassed situation and believed that the money which was due was still to be collected from the ward.

Upon the foregoing statement of facts, the Comptroller is of opinion, that it would be proper to take James Rikers notes with sufficient indorsers payable at 6, 9 and 12 months with interest for the sum of $2200 $^{2}/_{100}$ from 10th Octr Inst

All which is respectfully submitted

October 24th 1803 Selah Strong

having been received, Ordered that the same be confirmed, and that the Comptroller be authorized to accept of such securities as are therein recommended.

The Committee appointed to prepare and report a suitable address to Edward Livingston Esquire late Mayor of this City expressive of the approbation of this board with regard to his conduct as presiding officer of the same, and as chief Magistrate of this City. Reported the address following to wit.

Sir,

We should merit the reproaches of our fellow citizens and fail in duty to ourselves if we should pass in silence the afflicting moment which terminates your administration as Chief Magistrate of this City. We unite with the [161] utmost cordiality in that applause which the public voice hath so justly bestowed on your conduct in the execution of the office of Mayor, on the learning and discernment displayed in your Judicial decisions, your vigilance, your activity and zeal as an executive Magistrate.

Having been connected with you in the discharge of the greater part of those duties we cannot too warmly acknowledge the uniform politeness and courtesy of your manners. Inflexible in the preserva-

tion of order, and in the execution of the Laws, yet unbiassed by personal feeling or party prejudice you have invariably exhibited dignity and firmness tempered by complacency. Even when differing from you in opinion we have always had occasion to admire your rigid impartiality and the Independence of your sentiments.

This assemblage of qualities so rarely combined would suffice to command our highest respect and esteem but it was reserved for a period of desolatory calamity to display the extent of your philanthrophy, and your disinterested devotion to the public welfare. during the scenes of affliction and dismay with which it hath lately pleased God to visit our City we beheld with admiration and with the most grateful emotions the unremitted zeal with which you sought out and relieved distress and the alacrity with which you sacrificed your personal safety and comfort to that of the suffering poor regardless of danger and toil and disdaining all cold examination of the mere limits of official duty when humanity called you obeyed only the impulse of your generous heart. Thus Sir, you have erected in the breasts of the virtuous. a monument of Gratitude which Calumny cannot sully, nor Time deface. [162] The anxiety and alarm which pervaded all ranks of Citizens during the dangerous illness which you contracted in administering to their relief pronounced in language which flatterers cannot imitate nor envy distort the ardor and sincerity of their affection and we join with them in fervent acknowledgments to the Supreme and beneficent disposer of events who hath graciously spared your life and restored you to health

We must indeed be destitute of the feelings of Men if we could witness without grief the period which dissolves a connection endeared by so many ties. We look in vain for consolation to the future, yet you have so marked the path of duty that inferior abilities if guided by instructions as pure may follow in the steps tread by your wisdom and for a time preserve the impulse which your energy hath produced. While we cherish this hope, the memory of your example will direct our conduct and animate our zeal in the discharge of our respective functions

Be assured Sir, that our attachment to your person, and gratitude for your services will endure with the recollection of your virtues, and that you bear with you [163] our lasting regrets and esteem and our prayers for your prosperity and happiness.

John Oothout
Philip Brasher
Joshua Barker.

Resolved unanimously that the same be adopted by this board, and that the Recorder, Aldermen Oothout, Brasher and Barker be appointed a Committee in behalf of the Common Council to present the same to Mr Livingston

Ordered that Mr Carmer be directed to provide a stove for the use of the City watch of the third district

Ordered that the Mayor issue warrants on the Treasurer to pay the following sums. towit,

Issd warrts

Nos 611.	To the Chairman of the Building Committee towards the erection of the new City hall.....	$5000
612	To Selah Strong Esquire for earth to be carted into the Collect	$1000

[164] In Common Council, October 29th 1803

Present John B. Prevost Esquire Recorder

Mangle Minthorne	Esquires Aldermen	Henry Brevoort	Assistants
Philip Brasher		Clarkson Crolius	
John Oothout		Robert Bogardus	
Joshua Barker		Andrew Morris	
John P Ritter		Ebenezer Stevens	

The following reply from Edward Livingston Esquire late Mayor of this City to the address presented to him in behalf of the board having been received and read. Ordered that the same be entered on the minutes and published.

To the honorable the Common Council of the City of New york

New York Oct^{r} 25, 1803

I have received, Gentlemen, with the sentiments it ought to inspire, the very honorable address you have been pleased to present to me. An honest pride in being deemed worthy of your approbation, a consciousness that your partiality has overrated the merit of my feeble efforts in the service of our fellow citizens, and a deep regret that they have not been more effectual, mingle themselves with that impression of sadness which [165] ever attends even a voluntary seperation from those we regard.

Unable, Gentlemen, to find terms adequate to my grateful feelings for your good wishes and kind interest in my welfare, I shall hereafter continually express them in ardent prayers for your individual happiness, and preserve them by a constant remembrance of your virtues. and the unmerited honour you have deigned to confer.

Edw. Livingston

Alderman Brasher, Alderman Barker and Mr Brevoort } Were appointed a Committee to ascertain and report the names of such of the Watchmen as are and those who are not entitled to the extra Compensation promised by this board during the prevalence of the late Epidemic. And also to report the names of such of the Watchmen as are most proper to be retained in service

His Excellency the Governor by and with the advice and consent of the Council of Appointment having been pleased to appoint Dewitt Clinton Esquire Mayor of this City. Mr Clinton appeared in Common Council and took and subscribed the oaths of office required by law. His Commission was thereupon proclaimed and read in the City hall

Ordered that the Mayor be requested to direct the Butchers of this City to return to their respective stalls by the first day of November next.

[166] In Common Council, November 1, 1803.

Present Dewitt Clinton Esquire Mayor
John B. Prevost Esquire. Recorder

John Oothout	Esquires Aldermen	Robert Bogardus	Assistants
Joshua Barker		Andrew Morris	
Mangle Minthorne		Ebenezer Stevens	
Philip Brasher		Clarkson Crolius	
John P Ritter		Caleb S Riggs	
Wynant Van Zandt Junr			

A petition from Andrew Morris and others for the better regulation of the Streets, on Stuyvesants ground was received and referred to the Street Commissioner.

Petitions from Benjamin Carpenter for the vacant stall N° 12 Catherine market. From William Smith for the stall N° 32 Hudson market accompanied. with the consent of Peter Pleyer who at present possesses it, and from Mary Perrine, Christian Harriot, James Dixon and Richard Coyle for Butchers stalls were severally received and refered to the Market Committee

A petition from several inhabitants of the [167] vicinity for permission to erect a pump at the corner of Eagle Street was received and referred to the Alderman and Assistant of the seventh ward.

A petition that a Bulkhead may be erected at the foot of Charlotte Slip and the same filled in was received and referred to the Street Commissioner

A petition from William Chivvis for permission to establish a Butchers stand near the State prison was referred to the Market Committee

The following persons were appointed Inspectors of the ensuing Election for Charter Officers and the polls directed to be held in the respective wards at the places hereafter mentioned to wit

1st	ward..	Aquila Giles	City hall
2nd	ward..	Cornelius J Bogert..	North church
3d	ward..	Anthony Post	St Pauls church
4th	ward..	Peter McCartee	Friends meeting house Pearl Street
5th	ward..	William Dustan	House of Thomas H. Kennedy corner of Duane and Greenwich Street.
6th	ward..	Matthew Bolmer....	New church corner of Mott & Cross St
7th	ward..	Marinus Willett.....	Presbyterian church, E Rutgers St.
8th	ward..	William Neilson	public house of Joseph De la Croix
9th	ward..	Thomas Marston	Abel Hardenbrooks Tavern

Ordered that the Clerk cause the present division and boundaries of the wards to be published in the papers employed by this board.

Ordered that the respective Captains of the City watch be directed to discharge their extra watchmen

Ordered that the Clerk be directed to report the several offices held under this board which have either expired [168] or are about expiring

Ordered that the Street Commissioner be authorized to assign to the Superintendant of Scavengers a suitable place for the reception of manure

The Recorder, Ald: Van Zandt and Mr Bogardus } Were appointed a Committee to examine into the situation of the Lot of ground on which the Barracks are erected and to report whether the person to whom the same was lately leased intends to accept of the Lease.

Petitions of Joshua Hunt and William Ellsworth for the office of Wood Inspector and of Hugh Dogherty for the office of Measurer were received and lie over.

The Treasurers monthly account was received and filed

[169] In Common Council. November 7th 1803

Present Dewitt Clinton Esquire Mayor
John B Prevost Esquire, Recorder

John Oothout, Mangle Minthorne, Joshua Barker, Wynant Van Zandt Junr, Philip Brasher, John P Ritter	Esquires Aldermen	
Andrew Morris, Clarkson Crolius, Robert Bogardus, Caleb S Riggs, Ebenezer Stevens		Assistants

Ordered that the Alderman of the Seventh ward be requested to direct the persons appointed to take the Census in that ward to make return thereof without delay

A petition of Lawrence Fink for a Butchers stand, of Joseph Graff and Matthew Goodman for liberty to exchange their stalls, of Richard Coyle for a stand in Catherine Market, and of Matthew Byrne for a Butchers stand were severally received and referred to the Market Committee.

A petition of John Gilmore for the office of Measurer, and of James Skaats and of Magnus Garret for the office of Wood Inspector were received and the consideration thereof postponed.

A petition of Several of the Auctioneers. for an amendment of the Ordinance respecting Sales at Auction as far as the same relates to Furniture was received and referred to Alderman Van Zandt, Oothout & Brasher

[170] Ordered that Mr Dey be requested to proceed in and complete the unfinished business remaining in his hands as the late attorney of the Board

Alexander Black, of No 24 Lumber Street House Carpenter was appointed a Fireman of Company No 14 in the room of Joseph Marsh deceased

Mr William Neilson who was lately appointed an Inspector of the eighth ward for the ensuing Election of Charter Officers having resigned that appointment. Ordered that such resignation be accepted and that William Bayard be appointed in his stead

John N. Johnston a Watchman of Captain Van Ordens Company was dismissed.

James Van Houten, Daniel Gannon & Henry Voorhis Watchmen of Captain Hays Company were dismissed. Alderman Barker gave notice of his intention to move for a reconsideration with respect to Gannon and Voorhis, and Mr Bogardus gave a similar notice in respect to Van Houten

A recommendation of Frederick Hays as a Watchman to Hays Company was received and referred to the Watch Committee

The Street Commissioner reported that he has assigned to the Superintendant of Scavengers a part of the powder house Lot on Magazine Street for the deposit of manure. Ordered that the said Report be confirmed

The Clerk having presented a report upon the [171] subject of offices held under this board which have either expired or are on the point of Expiring. Ordered that the same be referred to the Recorder, Alderman Oothout and Mr Riggs

The Street Commissioner to whom was referred the petition of Henry Rutgers and others praying that a Bulkhead may be built across

Charlotte Slip Reported—that the present bulk head across the said Slip is in a very decayed situation and the mud has so much accumulated that at low water, the Slip is bare for many feet below the bulkhead, and of course a nuisance to the neighbourhood, and the coasting vessels that frequent it, and incapable of their accommodation for which reason the Street Commissioner begs leave to report the following resolutions.

Resolved that a new bulkhead be built across Charlotte Slip at the distance of 75 feet below the present bulkhead, and that the interval between the two be filled in with good wholesome earth.

Resolved that as the said Slip is a public Slip that one third of the expence of the said new bulk head and the filling in the interval as aforesaid shall be assessed on the Mayor, Aldermen and Commonalty of the City, and the residue on the persons in the vicinity who may be benefitted thereby.

All which is respectfully submitted

Joseph Browne
St Comr

November 7th 1803

Ordered that the same be confirmed, an Ordinance drawn accordingly, and that Garret B Abeel, Archibald Kerly, James Drake, Simeon Skillen, and Thomas Lawrence be appointed Assessors for the same.

[172] A petition of Giles Richards and Robert Buchan to lease a lot of ground belonging to the Corporation was referred to the Street Commissioner and Comptroller

Resolved that the Street Commissioner be directed to report to this board such of the different Streets through private grounds in this City designated on the City Map which were named and opened prior to the 2nd of April 1803, and such as may have been opened and not ceded to this Corporation antecedent to that day.

Resolved that a Committee of three be appointed to inquire and report to this Board what applications if any are necessary to be made to the Legislature of this State at the next meeting thereof by this board for the enacting or amendment of Laws relative to the rights of the Mayor, Aldermen & Commonalty of the City of New York and for enabling this board better to govern this City.

Alderman Minthorne, Mr Riggs and Mr Stevens were appointed to compose the above Committee.

Ordered that the Comptroller be requested to confer with the

Mayor relative to the joint revenues between himself and the Corporation

Mem. William Tilford Labourer, admitted and sworn a Freeman of this City

[173] In Common Council, November 14, 1803

Present Dewitt Clinton Esquire Mayor
John B. Prevost Esquire Recorder

Wynant Van Zandt Junr	Esquires Aldermen	Clarkson Crolius	Assistants
John P Ritter		Ebenezer Stevens	
Philip Brasher		Andrew Morris	
Mangle Minthorne		Jacob Le Roy	
John Oothout		Caleb S Riggs	
Joshua Barker		Henry Brevoort	

Petitions of George Smith and William Neilson for Butchers stands were received and referred to the Market Committee

The Committee appointed to consider and report what applications are proper to be made to the Legislature for the enacting and amending laws respecting the rights of the Mayor, Aldermen and Commonalty of the City of New york and for the better government and regulation of the City, presented a report upon the subject. Ordered that the consideration thereof be postponed.

The building Committee presented the draft of a contract with Messieurs Johnson and Stevens of Stockbridge in the State of Massachusetts for the purpose of supplying marble for the new City hall, the question being put upon the acceptance of such contract, Mr Riggs called the division thereon and the votes stood as follows, to wit

[174] Affirmative		Negative
The Recorder	Mr Stevens	Alderman Minthorne
Ald: Van Zandt	Crolius.	Mr Bogardus.
Ritter	Morris.	Riggs
Brasher	Le Roy	Brevoort
Oothout		
Barker.		

Thereupon it was resolved that the said contract be confirmed and that the Common seal of the board be affixed to a counterpart of the same

An application of John Thomson to purchase or rent a lot of land near the powder house belonging to the Corporation was received and referred to the Comptroller

Ordered that the Comptroller request the Counsel of the Board to draw a lease to John Murray for the lot of Land which this board

lately agreed to lease to him upon the terms and with the Covenants which were agreed upon

An application of Samuel Stilwell to be released from taking the list of Jurors in the late seventh ward was received and ordered to lie on the Table

An application from Jacob Hays one of the Captains of the City watch for leave of absence [175] a few days was rejected.

Mr Riggs was employed an assistant counsel to Mr Harison in the cause of the corporation against Richard Scott.

The Committee to whom it was referred to examine into the situation of the lot on which the barracks are erected

Reported that the lot in question was ordered to be leased to Henry Low for seven years 75 $ p ann. he also covenanting to erect a stone wall round the same for the use of this Corporation at the expiration of the term. That the lease has been executed on the part of this board, but not exchanged with the Lessee on account of the late Epidemic. That Henry Low is solicitous to possess the same on the terms proposed, and will not surrender his lease under 200 $ as an indemnity. Your Committee therefore believing the price agreed upon as an annual rent together with the wall to be erected by the Lessee to be fully an equivalent for the use of the said Lot do recommend that the buildings thereon erected be immediately removed and that the Comptroller be thereupon directed to cause the counterpart of the said Lease to be executed by the said Lessee and propose the following resolution for that purpose

J. B. Prevost
Wynant Van Zandt Junr
Robt Bogardus

Resolved that the Superintendant of the Alms house take immediate measures for the removal and sale [176] of the buildings lately erected on the said Lot by the health Committee and that the Comptroller thereupon cause the Counterpart of the said lease to be executed in conformity to his agreement

The said report and resolution was confirmed and passed.

The Engineers of this City having recommended John B. Dash junr and James Stuart. as Engineers. Ordered that the said John B. Dash junr and James Stuart be accordingly appointed Engineers of this City.

The following persons were appointed Firemen

Abraham Passman of the 5th ward Bricklayer
William Smith—Greenwich Street—Silk dyer
Richard Davis of Barley Street Cartman
Abraham Riker of Chapel Street
} To Company N° 27

in the room of Thomas Lispenard deceased and of Hugh Barr, Isaac Dubois, and Martin Schultz who decline serving

Samuel Frost of N° 86 Front Street Cooper to Company N° 1. in the place of Samuel Wilson resigned.

Edward Skaats of the first ward Cabinet Maker, and William Peters of the same ward Merchant to Company No 24 in the room of Thomas Timpson and Gamaliel Smith resigned.

[177] Archibald Jackson N° 17 Rose Street, Baker, to Company N° 8 in the room of James Quackenbos resigned.

William Pinkney, James Palmer and Leonard Rigur of the Bowery to Company No 10 in the room of John Smith. Caleb Schuyler. and James McEvers resigned.

Aquila Giles appointed Inspector of the ensuing Election of Charter Officers in the first ward having resigned that appointment. Ordered that Philip Ten Eyck be appointed Inspector for the said ward in his stead

Ordered that the Comptroller be directed to furnish the Military with such quantity of powder for the celebration of the 25th November* instant as has been usual on that occasion

The Recorder
Alderman Brasher
and Mr Stevens
} Were appointed a Committee for the celebration of the 25th of November instant

A report of the Street Commissioner with regard to a general system for regulating new streets was received and the consideration thereof postponed

The Comptroller reported that pursuant to a resolution of the Common Council of the 7th instant requesting him to confer with the Mayor respecting the compensation to be allowed to him from the revenues of the City. he has had an interview with his Honour the Mayor and that he has agreed to receive the one half of the neat proceeds of the market fees and three tenths [178] of the amount of Tavern Licences as his Compensation, and the board the residue

Ordered that the same be confirmed, and agreed to, and entered on the minutes as an Evidence of the agreement. between the Mayor and Corporation.

* Marginal note reads *Anniversary of the Evacuation of this City by the British forces 1783.*—ED.

The Street Commissioner to whom was referred the petition of Peter Hegeman and others praying that Pump Street from Second to Third Street may be regulated and paved reported that the prayer of the petition ought to be granted and begs leave to recommend that the following be the regulation, to wit

Beginning at the Kennel of Second Street, thence ascending to the distance of 60 feet with an ascent of one and a half inch on ten feet. Thence descending to the Kennel on the west side of Third Street with one inch on ten feet. On account of the season the Street Commissioner begs leave to recommend that it be directed to be filled as aforesaid forthwith, but that the pavement be deferred until the spring.

All which is respectfully submitted

November 14, 1803 Joseph Browne

Ordered that the same be confirmed, an ordinance drawn accordingly, and Abraham Van Gelder Junior, Thomas White Frederick Shonnard, James Delaplaine and [179] William A Hardenbrook be appointed Assessors for the same.

The Comptroller to whom was referred the petition of Joseph f. Mangin. reported that a balance of One hundred Dollars is due to him for making the large map of the City. Ordered that the said report be confirmed and that the Mayor issue a Warrant in favour of Mr Mangin for the same

Isd Warrt No 614.

Abraham De Forest was appointed a Watchman of Beekmans Company.

The petition of Claire Recordel to be relieved from a Fine for selling Liquors without licence. Ordered that under the circumstances detailed therein, the prayer thereof be granted and the proportion of the fine due to the Corporation remitted.

The Comptroller presented a general account of the Expenditure of the monies placed in his hands during the late Epidemic to defray the contingent Expences of the City accompanied with vouchers of the same. Ordered that Alderman Oothout, Van Zandt and Mr Le Roy be appointed a Committee to examine the said accounts.

The Comptroller presented a draft from the Treasurer of this State on the Bank of New york in favour of this Corporation for $10,620 in pursuance of an Act of the Legislature Entitled an Act for the relief of the Mayor Aldermen and Commonalty of the City of New york passed 16 Feby 1801. Ordered that the said Draft be

indorsed to [180] the Comptroller for the purpose of paying it towards the Bond from this Corporation to the Bank of New york.

Henry Voorhis and James Van Houten were restored as Watchman of Hays Company

Ordered that the Mayor issue Warrants on the Treasurer to pay

Is^{d} Warr^{t}		
N^{o} 615	James J Myers for work on public roads	$987.50
616	John Quackenbos balance of Salary as Inspec^{r} of bread	579.80
618	George Hallock building & painting a boat for floating Engine	385.
617	John Lang & C^{o} for advertising a Law to fill in Lots	2.25
619	Oliver Waldron for work on public roads	1598. 6
620	John Striker & Will^{m} Brown for taking Jury list 4th w^{d}	49.
621	Thomas Hazard a quarters salary for himself and deputies as keeper of the Bridewell	437.50
622.	Justices of the Justices Court for their attendance between the 31st July last & 1 Nov^{r} instant	474.
	Constables and Marshals for conveying vagrants to bridewell	64.75

Memorandum that Warrant N^{o} 613 was issued in favor of Philip Ruckel for $300 in part payment of his contract with the Corporation pursuant to a resolution of the Common Council of the 9th of May last

Freemen		
Morris Oakley	Shoemaker	admitted and sworn as Free men of this City
Henry Locke	Windsor chair maker	
Thomas Martin	Livery stable keeper	
Joseph Brotherton	Labourer	

[181] In Common Council November 15th 1803

Present. Dewitt Clinton Esquire Mayor
John B Prevost Esquire Recorder

Mangle Minthorne	Esquires Aldermen	Clarkson Crolius	Assistants
Joshua Barker		Ebenezer Stevens	
John Oothout		Caleb S Riggs	
Wynant Van Zandt Jun^{r}		Jacob Le Roy.	
Philip Brasher			
John P Ritter			

This being the third tuesday in November, the board proceeded to ballot for the choice of a Chamberlain and it appearing that Daniel Phœnix had a majority of votes he was accordingly elected Chamberlain

The following assessments to wit for regulating and paving Colden Street from Chatham to Augustus Street, Hudson Street from Moore

to Barley Street and Staple Street from Harrison to Jay Street. Ordered that the same be confirmed and collected by William Dustan. Assessments were also received for regulating and paving Hester Street from the Bowery road to Mulberry Street, Grand Street from third to Rynders Street, and Bowery Lane from Pump Street to the outlet between North and Bleecker Streets. Ordered that the last mentioned assessments be confirmed and collected by Waters Furman.

[182] In Common Council, November 21, 1803

Present Dewitt Clinton Esquire. Mayor

Mangle Minthorne John Oothout Wynant Van Zandt Junr Philip Brasher Joshua Barker John P Ritter	Esquires Aldermen	Henry Brevoort Clarkson Crolius Robert Bogardus Andrew Morris Ebenezer Stevens Jacob Le Roy Caleb S Riggs.	Assistants

A petition of William J Forbes praying that he may be appointed an Inspector of wood was received and its consideration postponed

A petition from a number of Inhabitants of East Georges Street stating that the Inhabitants are incommoded by a number of Houses of ill fame, the same was submitted to the Mayor to take such order thereon as the Law directs

Ordered that James Quackenbos be and he is hereby reappointed Inspector of bread

A report was received from the Street Commissioner in relation to the laying out and regulation of new streets. Ordered that the same together with a former report on that subject be referred to Alderman Brasher [183] Mr Bogardus and Mr Riggs in conjunction with the Comptroller and Street Commissioner

The Committee appointed to audit the Comptrollers account for monies expended during the late Epidemic reported as follows to wit. Ordered that the said report be approved of, and confirmed

"The Committee appointed to audit the Comptrollers account for monies expended during the late Epidemic beg leave to report

That on the 11th of August last the Comptroller received from this Board the sum of Ten thousand dollars and on the 30th of September last the further sum of Five thousand dollars amounting together to Fifteen thousand dollars to be applied to the payment of certain contingent charges. The Committee have examined the Comptrollers general account & compared the vouchers with the same which they

find correct from which it appears that there has been expended for the purposes aforesaid the sum of Fourteen thousand nine hundred eighty six dollars and 83 Cents and that the sum of Thirteen dollars & 17 Cents balance due the board has been paid by the Comptroller into the Treasury. The Committee have with much satisfaction observed that the monies expended have been applied to the proper objects with strict regard to œconomy and the public benefit. All which is respectfully submitted by.

Wynant Van Zandt Jr
John Oothout
Jacob Le Roy.

The Clerk presented to the board the poll lists taken at the last Election for Charter Officers by which it appears that the following officers [184] are returned to be elected in the several wards respectively, to wit. In the

First ward.

Wynant Van Zandt Junr Esquire	Alderman
Andrew Morris Esqr	Assistant
	Assessors
	Collector
	Constables

Second ward.

Philip Brasher Esqr	Alderman
Caleb S Riggs Esqr	Assistant
	Assessors
	Collector
	Constables

[185] Fifth ward.

Jacob De la Montagnie Esquire.	Alderman
Joseph Board Esqr	Assistant
	Assessors
	Collector
	Constables

Third ward.

John Bogert Esqr	Alderman
Jacob Le Roy Esqr	Assistant
	Assessors
	Collector
	Constables

Fourth ward.

John P. Ritter Esqr	Alderman
Robert Bogardus Esqr	Assistant
	Assessor
	Collector
	Constables

Seventh ward.

Mangle Minthorne Esquire	Alderman
John Beekman Esqr	Assistant
John Townsend	Assessors
Matthew Bunce	
	Collector
	Constables

Sixth ward.		Eighth ward.	
George Janeway. Esquire.	Alderman	Jacob Morton Esquire.	Alderman
Clarkson Crolius. Esquire.	Assistant	Whitehead Fish Esquire.	Assistant
	Assessors	George Schmeltzel David Deas	Assessors
	Collector	Joseph Watkins	Collector
	Constables		Constables

[186] Ninth ward.

Jacob Harsen Esquire	Alderman
James Striker Esquire	Assistant
	Assessors
	Collector
	Constables

The Committee to whom was referred the petition of several of the auctioneers praying an alteration of the late ordinance regulating sales at auction as far as the same relates to Household furniture. Reported. that the late ordinance for regulating sales of Furniture at auction has been generally attended with the most beneficial effects to the Public, that if the system therein laid down is adhered to it will eventually prove a benefit instead of an injury to the auctioneers, as the attention of persons wishing to purchase Furniture will be drawn to certain places designated in the Law, & as many of the auctioneers have made arrangements to Comply with the same your Committee deem it highly improper to make any alterations in the ordinance the benefits of which are to be partially applied. All which is submitted to the consideration of the board, by

Wynant Van Zandt Jr
John Oothout.

Ordered that the said report be confirmed and the prayer of the petition rejected

[187] A petition of Adam Pintz for the office of Measurer was received and postponed.

Ordered that Alderman Brasher be appointed a Committee to report such measures for the completion of the Jury lists in the respective wards of this City without delay as he may deem expedient

An assessment for paving and regulating Cherry Street between George and East Rutgers Street, was received and confirmed. Ordered that Thomas Whitelaw be authorized to collect the monies due thereon.

Isd Wart Nº 624. The Superintendant of the Alms House having requested a Credit of $8000. for the use of that establishment. Ordered that the same be granted and that the Mayor issue a Warrant on the Treasury for the aforesaid sum accordingly

An account of the Superintendant of the Alms House of expenditures made by him by order and upon account of the health Committee during the late Epidemic being received. together with a report of the Committee appointed to examine the said account which said report is in the words following to wit

The Committee appointed to examine and report to the board the amount of expenditures that have accrued in consequence of the late Epidemic and the funds from which such expences were paid herewith lay before the board an *amount* [account] thereof from which it appears that the sum of Sixteen thousand five hundred & thirty four Dollars and forty seven cents have been expended of which sum the Corporation have advanced Eleven thousand five hundred Dollars, that there has been received for Lime Fourteen Dollars twenty five cents, and also for donations Sixteen hundred & forty one dollars, and seventy seven Cents and that there is a balance due the Superintenda[n]t of the Alms house the sum of Three thousand three [188] hundred and seventy eight Dollars, and forty five cents.

November 21, 1803.

Wynant Van Zandt Jr.
Joshua Barker
Mangle Minthorne

Isd Wart Nº 625 Ordered that the said report be confirmed and that the Mayor issue his warrant on the Treasurer, in favor of the Superintendant of the Alms house for such balance reported to be due by the said Committee

The following persons were appointed Firemen to wit.

James Mackery, Nº 382 Pearl Street, Carver and Gilder to Company Nº 12 in the room of John Ashfield resigned.

George Hunter, grocer of the 2nd ward to Engine Nº 13 instead of John Murphy resigned.

James T. Stuart, grocer Nº 10 William Street & Richard Ten Eyck, Blockmaker Nº 35 South Street to Company Nº 9 in the place of James Stuart appointed Engineer and of David Wagstaff resigned

Charles Osborn, Ironmonger of the second ward to Engine Nº 13 in the room of Samuel Prior discharged for neglect of duty.

Kemeys Shaw to Company N° 26 in the place of Thomas Vail who declines serving

The Comptroller presented a Lease from the Corporation to John Murray of the Lot near the Powder House in pursuance of the order of the Board. Ordered that the same be approved, and the Common Seal of the Corporation affixed thereto.

[189] Joseph Hasburn a Watchman in Hays's Company was dismissed.

The Treasurer, presented an account of the balance remaining in his hands from intestate Estates. Ordered that the same be filed.

A petition from Joshua Barker Esquire one of the Candidates for the office of Alderman of the fifth ward stating his opinion that Jacob De la Montagnie Esquire the opposite Candidate and who has been returned as elected, is not eligible to hold that office, on account of his being one of the Special Justices appointed to keep the peace and praying the decision of the Common Council thereon, and also praying a Scrutiny of the votes taken for Charter Officers at the last election in the said ward. On reading and filing the said petition of Joshua Barker Ordered that the Common Council meet on Thursday evening next at 7 o'clock at the City hall of the City of New york to hear the parties therein named by themselves or their Counsel. And that the Clerk notify the said Joshua Barker and Jacob De la Montagnie thereof And it is further Ordered that the Clerk without delay serve a Copy of the said petition on the said Jacob De la Montagnie and a copy of this order on each of the said parties

A petition from William Welling stating that he has taken a part of the Jury list in the late seventh ward and requesting compensation for the time he has employed in that service was received and referred to the Comptroller

The following report was received to wit

[190] The Committee to whom it was referred to consider and report what applications ought to be made to the Legislature at the next meeting thereof for the enacting & amending Laws respecting the rights of the Mayor Aldermen and Commonalty of the City of New York and for the better government and regulation of the said City Report that it has become a serious question whether under the Act of the Legislature entitled "an Act to regulate the buildings streets wharves and Slips in the City of New york" The Mayor Aldermen and Commonalty of the City of New York are, or are not to be considered the proprietors of so much of the Slips both on the East and North river as are formed by extending Piers and bridges

into the Rivers beyond the permanent line, or Seventy feet street, and entitled to the slipage or wharfage arising from the sides of such piers as adjoin and form a continuation of the public slips And particularly doubts have been suggested and contentions are likely to take place where the piers and bridges in front of the Seventy feet street have or may have been placed back so as not to form a continuation of the lines of the slips—above the permanent line, and which have been so placed with a view to widen the slips at the outer end thereof. Doubts are also entertained respecting the construction of the Seventh section of the said Act of the Legislature as to whether all the proprietors of Lots in one Block or square where a Pier or Piers are directed to be erected in Front [190] *front* of the Seventy feet streets shall refuse before the Mayor Aldermen and Commonalty of the City of New york are authorized to erect the same and take the profits thereof, or whether if part of the proprietors consent and the others refuse the Mayor Aldermen and Commonalty may stand in the places of the individuals who do refuse and in connection with those who agree to erect the same and have a common interest with them proportionally—And it is matter of doubt also what shall be deemed notice to the proprietors from the Corporation for building such piers and bridges as well to those who reside in as to those who reside out of the City of New york, and what shall be deemed evidence of their neglect or refusal to make the said piers and bridges so as to authorize the Mayor Aldermen and Commonalty to do the work and be entitled to the emoluments thereof.

Your Committee therefore recommend that application be made to the Legislature for an act to explain and amend the act aforesaid in the particulars before mentioned And your Committee further report that they are of opinion that the practice which has heretofore obtained in this City of granting to the same person at the same time the excise or licence to retail strong or spirituous liquors under five gallons to be drank out of the House of the vendor and a licence as a Tavern keeper or to retail Liquors to be drank in the house of the vendor is attended with evil consequences to the community as thereby the small groceries become dram shops where servants and the lower orders of the community are supplied with strong drink at a cheap rate and they are brought into habits of intoxication and their morals corrupted. And the practice is considered by the respectable grocers of this City who retail under five gallons to be drank out of [192] their houses as improper and degrading to their characters as

appears by very respectable petitions heretofore presented by them to this board

Your Committee therefore recommend that application be made to the Legislature for a law to prevent any person at the same time from having a licence to retail strong or spirituous liquors under five gallons to be drank out of the house of the vendor and to keep a tavern or to retail strong or spirituous liquors to be drank in the house of the vendor

Your Committee therefore submit the following resolution

Resolved that a copy of this report be forthwith furnished to Richard Harison Esquire the Counsel of this board and that he draw the necessary petitions to the Legislature in conformity thereto, and prepare the drafts of such acts as shall in his opinion be necessary to be passed to remedy the evils and remove the doubts before recited.

Mangle Minthorne
Caleb S. Riggs
Ebenezer Stevens

Ordered that the said report be confirmed and the said resolution pass the board

Resolved that a person be appointed by ballot to vote on the part of this board at the next election for Directors of the Manhattan Company The board having proceeded to Ballot, Alderman Brasher having the greatest number of [193] votes was appointed accordingly. Thereupon resolved that the Common Seal of this board be affixed to a Copy of the resolution authorizing Philip Brasher to vote on behalf of the Mayor Aldermen, and Commonalty of the City of New York at the next election for twelve Directors of the Manhattan company and that the Mayor subscribe the same in behalf of this board.

Ordered that the Mayor issue Warrants on the Treasurer to pay

Isd Warrts			
Nos 626	Israel Haviland for repairing Hose		$428.29
627	Charles Van Orden for a quarters rent of a room for City Watch		25.
628	John Farrington for attending to enforce Sunday Law		4.
629	John Concklin	the same	3.
630	Israel Haviland for new Fire buckets		1125.
631	Jacob Hays for City watch		118.30
632	Charles Van Orden	ditto	118.30
633	William Van Wart	ditto	177.10
634	Nics Lawrence	ditto	177.10
635	Nathan H Rockwell	Ditto	147.70
636	Magnus Beekman	do	147.70
637.	Selah Strong for the Clerks at the last election		18.

[194] In Common Council November 24th 1803

Present. Dewitt Clinton Esquire Mayor
John B. Prevost Esquire. Recorder

John Oothout	Esquires Aldermen	Jacob Le Roy	Assistants
Philip Brasher		Clarkson Crolius	
Wynant Van Zandt Junr		Ebenezer Stevens	
Mangle Minthorne		Caleb S Riggs	
		Robert Bogardus	
		Andrew Morris.	

William Popham, Abijah Hammond and Richard Hatfield of the County of Westchester Esquires, the Commissioners appointed by the honorable James Kent, one of the Justices of the Supreme Court to assess the damages done by the Manhattan Company to the Streets of this City by laying their conduit pipes through the same and to make report thereon to the said Court, having assessed the said damages at $6881.14/100 Ordered that the Counsel of this board be requested to present the aforesaid report to the Supreme Court for Confirmation, And that the said Commissioners be allowed the sum of One hundred dollars each for their expences and services, and that George Gosman and Anthony Steenback the Masons [195] employed by them to assist in the performance of the said duty be likewise allowed the sum of one hundred dollars each for their services. And that the Mayor issue his Warrants on the Treasury for the said sums accordingly

Ordered that the respective Candidates for the office of Alderman of the fifth ward be heard either in person or by Counsel not exceeding two on the part of each Candidate and that the proceedings thereupon be public

Resolved that the contending parties for the office of Alderman of the 5th ward exchange lists containing the names of such persons as they suppose to be objectionable and that such lists shall be accompanied with an oath or attestation, to wit.

I swear or affirm (as the case may be) that I believe that the persons to whom I object as voters at the late election for the fifth ward were not entitled to vote at that election

After hearing Counsel upon both sides upon the question whether Jacob De la Montagnie Esquire is eligible to hold the office of Alderman upon account of his being a Special Justice of the peace in this City Resolved as the sense of this board, that the exercise of the office of Special Justice of the peace does not disqualify Jacob De la Montagnie Esquire from holding the office of Alderman if duly elected

A petition was received from George J Warner one of the Candidates for the office of Assistant of the Eighth ward praying that a scrutiny of the votes [196] for that office taken at the late election may be had Ordered that the said petition be filed, that Whitehead Fish. the opposite candidate be furnished with a copy and that notice be given to them that the board will meet on Saturday afternoon next at three o'clock

In Common Council. November 26th 1803

Present Dewitt Clinton Esquire Mayor

John Oothout Wynant Van Zandt Junr John Bogert John P Ritter Joshua Barker Mangle Minthorne Philip Brasher.	Esquires Aldermen	Jacob Le Roy Clarkson Crolius Robert Bogardus Andrew Morris Caleb S Riggs.	Assistants

The candidates for the office of Alderman of the fifth ward appeared before the board and interchanged lists of the votes objected to by them respectively

A petition from Isaac Clason for liberty to use a wharf at Charlotte Slip was received [197] and referred to the Street Commissioner

A petition of William W Gilbert for a scrutiny of the votes taken for the office of Alderman of the eighth ward was received Ordered that the several applications of William W Gilbert and George J Warner for a scrutiny of the Election for the offices of Alderman and assistant of the eighth ward be granted. And that the several candidates be notified to meet and exchange lists of votes objected to by them. accompanied with an attestation similar to that directed to be taken with respect to the votes in the fifth ward on Tuesday next at five oclock in the afternoon or sooner if possible

Ordered that Thomas Brown be and he is hereby appointed Chief Engineer of this City, and that he receive compensation for his services from the time of the resignation of Mr Hardenbrook

Ordered that the Clerk give notice to Mr Brown of his appointment. and also that he notify Messieurs John B Dash junr and James Stuart of their appointment as Engineers

Resolved that a resolution of this board passed on the 16th day of May last authorizing the Street Commissioner to employ a person under him as an assistant to discharge the duties of his office, be and the same is hereby rescinded

Resolved that the accounts of the person who has been hitherto so employed for his services be audited by the Comptroller to the end that the same be paid.

Resolved that the accounts of James Hardie [198] who has been lately in the employ of the Health Committee for such his services be audited by the Comptroller to the end that the same be paid

Resolved that the said James Hardie be taken into the employ of this board as an assistant to, and under the superintendance of the Street Commissioner in the discharge of the duties of his office until the further order of the board and that the Said James Hardie be entitled to receive at and after the rate of one dollar and fifty Cents every day he shall be so employed.

In Common Council. November 28th 1803

Present Dewitt Clinton Esquire Mayor
John B. Prevost Esquire Recorder

John Oothout	Esquires Aldermen	Clarkson Crolius	Assistants
Philip Brasher		Caleb S Riggs	
Mangle Minthorne		Andrew Morris	
John P Ritter		Henry Brevoort	
Wynant Van Zandt Junr			
John Bogert			
Joshua Barker			

[199] A communication was received from several members of the Society of Believers at New Lebanon and Hancock accompanied by a very liberal donation for the relief of the poor in this City. Ordered that the same be entered on the minutes and that the Mayor be requested to express the thanks of the board upon the occasion with an assurance that the donation shall be applied in the manner directed by the Society.

[200] Blank page.

[201] A petition from William Edgar for the remission of a penalty incurred by neglecting to fill in a Lot of ground pursuant to an ordinance of the board was received and referred to the Street Commissioner

An application from Abel Hardenbrook and John W. Hardenbrook to be continued in service for repairing the fire Engines was received and ordered to lie on the Table

The Street Commissioner to whom was referred the *the* petition of Isaac Clason praying the privilege of laying his ships along side of Charlotte Slip

Reports that the facts stated in the petition are such as entitle M[r] Clason to every reasonable indulgence but as the permission prayed for would contravene an ordinance of the Common Council, diminish the utility of the Slip, and interfere with the rights of the person who has leased from the Corporation the wharfage of all the public slips. The Street Commissioner is of opinion that the prayer of the petition ought not to be granted. And therefore begs leave to recommend that the petitioner have leave to with draw his opinion. All which is respectfully submitted Joseph Browne
Nov[r] 28[th] 1803 S[t] Com[r]

Ordered that the said report be confirmed and that the said Isaac Clason have leave to withdraw his petition accordingly

The Treasurers monthly account was received and ordered to be filed.

[202] Edmund Fanning, Merchant N[o] 9 Vandewater Street was appointed a Fireman to Company N[o] 18 in the place of John Franklin junior Merchant resigned.

Charles Hewlitt N[o] 78 South Street, to Company 4 in the place of George Pick resign[d]

Dennis Doyle. Grocer. N[o] 326 water Street to C[o] N[o] 17 in the place of Stephen Allen resigned.

William H Jones N[o] 5 Frankford Street to C[o] N[o] 4 in the place of Leonard Rogers resigned.

John Casiler. Shipwright, N[o] 77 Division Street to Company N[o] 17 in the place of Alexander Gipson resigned.

James Always, to Company N[o] 15 in the place of Caleb Schuyler resigned.

Ordered that the Fire companies of which John B Dash jun[r] and James Stuart were lately Foremen be requested to meet and appoint Foremen in their places. and to inform this board of whom they shall so appoint

The Comptroller having represented to the board that the City Treasurer is in possession of certain notes formerly given to this board by Joseph F Mangin and which have since been satisfied Ordered that the City Treasurer be directed to deliver the said notes to the said Joseph F Mangin to be cancelled

[203] Ordered that the keeper of the City hall be directed to assign a room therein to the managers of the Lottery for the benefit of the widows society for the purpose of drawing that Lottery

Ordered that the Mayor be authorized to issue a warrant for the sum of $1500 in favor of John Oothout Esquire Chairman of the

Building Committee for the purpose of settling the accounts of the same.

The Committee to whom was referred certain reports of the Street Commissioner on the subject of a plan for the future Streets in the vicinity of the City. Reported that the Map of the City lately printed and ready for sale contains many inaccuracies and designates streets which have not been agreed to by the Corporation and which it would be improper to adopt, and which might tend to lead the proprietors of Land adjacent to such Streets so laid down into error It was thereupon resolved that the Street Commissioner be authorized to return the money paid by each subscriber for the said map who shall apply for the same in conformity to the above report, and to repay to any person who may have already purchased the said map whether he subscribed for the same or not his purchase money and receive back the map so purchased And that the Street Commissioner be requested to endeavour to recall as many of the said maps as have been sold, and either return the person [204] the purchase money and keep the map or return him two dollars thereof, and deliver him back the map with such explanation upon it as is before contemplated And that the Street Commissioner report to this board at the next meeting thereof what shall be proper to be printed and pasted on the face of such copies of the said map as may hereafter be sold or distributed.

Ordered that the Mayor be authorized to issue his Warrants on the Treasurer to pay the following accounts to wit

Thomas Hazard lighting & cleaning City Lamps	$253.33
Bartholomew Skaats a quarters salary as Messenger and Sweeping chimnies	54.
Thomas Mitchell a quarters salary as assistant doorkeeper	60.
Lewis Lorton for Carpenters work at Bellevue	18.34
David King for dinner on the 25 Instant	250.

[205] In Common Council. November 29th 1803

Present Dewitt Clinton Esquire Mayor

Mangle Minthorne Wynant Van Zandt Jr Philip Brasher John P Ritter	Esquires Aldermen	Jacob Le Roy Clarkson Crolius Caleb S Riggs Henry Brevoort Ebenezer Stevens Robert Bogardus Andrew Morris	Assistants

Ordered that the resolution of the Board directing that the opposite candidates for the Offices of Alderman and assistant of the

eighth ward should exchange their lists of objectionable votes this day be extended until Thursday next at 5 o'clock and that they be requested to exchange the same at an earlier period if possible. so that the Board may be enabled to proceed in the scrutiny at that time.

Walter Nixon accountant. N° 168 William Street was appointed a Fireman to Company No 21 in the place of John Sayer resigned.

[206] In Common Council December 1st 1803

Present Dewitt Clinton Esquire Mayor
John B. Prevost Esquire Recorder

John Oothout	Esquires Aldermen	Andrew Morris
Wynant Van Zandt Jr		Clarkson Crolius
Mangle Minthorne		Henry Brevoort
Philip Brasher		Ebenezer Stevens
John P Ritter		Jacob Le Roy
		Caleb S Riggs
		Robert Bogardus

Assistants

The following communication being received from Joshua Barker Esquire It was resolved thereupon that the same be entered on the minutes, and that all proceedings in relation to the Scrutiny of the votes for Alderman of the fifth ward be and the same are hereby discontinued

To the honorable the Mayor, Aldermen and Commonalty of the City of New york in Common council convened.

[207] Gentlemen,

After acknowledging to your honorable body the exercise of a privelege claimed by me as a Citizen of this City claiming a seat in the Common Council and after your decision contrary to my expectation upon the first question stated in my petition, challenges having been exchanged between Mr De la Montagnie and me. I have examined the legal qualifications of the voters alleged by me to be unqualified, and find to my full and intire satisfaction, that Mr De la Montagnie has a Majority of legal votes beyond all doubt, although far below the return of the poll lists yet such as would render it improper in me to trouble the board with a further investigation of the subject. In Consequence of which I have thought proper and do hereby relinquish and abandon any further investigation

New york 29th Novr 1803. } I have the honor to be &c
Joshua Barker

Ordered that Arthur Miller be restored as a watchman to Captain Beekmans company.

The Candidates for the offices of Alderman and Assistant of the eighth ward appeared before the board and interchanged lists of the voters objected to pursuant to the order made on the 29th day of November last.

A Letter was received from John Townsend [208] who is returned to have been elected an assessor of the seventh ward at the last Election of Charter Officers. stating to the board that the said Election was not held at the place directed by the Common Council and that he declines to serve as an assessor upon that account. Ordered that the communication of Mr Townsend be referred to Alderman Van Zandt, Mr Le Roy, and Mr Crolius and that they be requested to ascertain and report the state of facts by tomorrow afternoon

A renewed memorial of Isaac Clason for permission to use the Slip at the foot of Charlotte Street and that the said Memorial be referred to a Select Committee was received and referred to Alderman Van Zandt—Brasher and Mr Stevens.

The following Law to repeal the Law restraining Dogs from running at large being proposed to wit

Be it ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council assembled. That the Law entitled a Law for [209] restraining dogs from runing at large in this City passed on the 18th day of April last be and the same is hereby repealed.

Mr Bogardus, called the division thereupon and the same passed as follows.

Affirmative	Negative
Alderman Van Zandt	Alderman Oothout
Brasher	Minthorne
Ritter	Mr Crolius
Mr Morris	Brevoort
Stevens	Riggs
Le Roy	
Bogardus	

The Corporation having formerly granted to the State certain ground for the express purpose that a public arsenal should be erected thereon and which is rendered a condition of the conveyance inasmuch as the same has not been applied to that purpose. Resolved that the Comptroller be requested to prepare the draft of a proper application to the Legislature for the reconveyance of said ground and transmit the same to the board for their Consideration

[210] In Common Council December 2nd *1802* [1803]

Present Dewitt Clinton Esquire Mayor
John B Prevost Esquire Recorder

Wynant Van Zandt Jr	Esquires Aldermen	Jacob Le Roy	Esquires Assistants
Mangle Minthorne		Andrew Morris	
Joshua Barker		Clarkson Crolius	
Philip Brasher		Henry Brevoort	
John P Ritter		Caleb S Riggs	
John Oothout		Ebenezer Stevens	
John Bogert		Robert Bogardus	

The board having entered into the scrutiny of the eighth ward, and made some progress therein. adjourned to meet thereon tomorrow

[211] In Common Council. December 3d 1803

Present Dewitt Clinton Esquire Mayor

John Bogert	Esquires Aldermen	Jacob Le Roy	Assistants
John P Ritter		Caleb S Riggs	
Philip Brasher		Andrew Morris	
Mangle Minthorne		Clarkson Crolius	
Joshua Barker		Robert Bogardus	
John Oothout		Ebenezer Stevens	
Wynant Van Zandt Jr		Henry Brevoort	

Ordered that the City Treasurer be directed to give a bond to this board with two sufficient sureties in the penalty of Ten thousand Dollars conditioned for the faithful performance of the trusts and duties of his office. and that John Broome and Daniel McCormick be accepted of as such securities

The Committee appointed to report a state of Facts in relation to Mr John Townsends representation respecting the late election for charter officers in the Seventh ward being held at a place contrary to the order of the Board. do make the following communication

That they waited on Colonel Willett who was appointed Inspector at the late Election for the Seventh. [212] ward to whom they stated the object of their enquiries, he very frankly informed the Committee that on receiving notice from the Town Clerk of his appointment, he immediately made the necessary arrangements on his part for carrying into effect the objects thereof by issuing the usual notification appointing a Clerk and preparing his Poll book under a full conviction that the Poll was to be held In the place directed by the Common Council. That on the day of the Election he was informed by the Clerk appointed by him that the Church would not be opened but that another

place had been assigned by Colonel Rutgers—he proceeded to the Church where the byestanders informed him that Colonel Rutgers refused to have the Church opened for the purpose of holding the election in the same and had provided a small Tenement near the Church where the said Election might be held, this information was confirmed by Colonel Rutgers in person who declared that the Corporation had no right to order the Election held in his Church and that it should not be opened for that purpose being liable to receive injury, that he had provided a Tenement near the Church where the Inspector might hold the Election, [213] Under these circumstances the Inspector held the Election in a different place from that ordered by the board concieving it to be his duty so to do under the peculiar circumstances of the case. he therefore opened the poll in a small Tenement adjoining (nearly) the Church yard Fence. From this statement it will appear Evident that the Poll was not held in the place directed by the Common Council

All which is submitted by

Wynant Van Zandt Jr
Jacob Le Roy
Clarkson Crolius

Considering the report of the Committee respecting the late Election held for charter officers in the Seventh ward of this City, and it thereby appearing that the same was held at a place different from the one for that purpose appointed by the Common Council. Therefore Resolved that the said Election is void in Law, and that the persons returned as elected for that ward ought not to be recognized as such by the Common Council.

Mr Crolius having called a division upon the said resolution. the votes were as follow.

Affirmative

Alderman Bogert	[214] Mr Le Roy
Ritter	Riggs
Brasher	Morris
Barker	Bogardus
Oothout	Stevens
Van Zandt	

Negative

Mr Crolius	Mr Brevoort

The board resumed the consideration of the scrutiny in the eighth ward, and having made further progress therein, adjourned to meet on Monday next the fifth instant.

[215] In Common Council. December 5th 1803

Present Dewitt Clinton Esquire Mayor
John B. Prevost Esquire Recorder

John Oothout	Esquires Aldermen	Ebenezer Stevens	Assistants
Joshua Barker		Clarkson Crolius	
Philip Brasher		Andrew Morris	
Mangle Minthorne		Jacob Le Roy	
Wynant Van Zandt Jr		Henry Brevoort	
		Caleb S Riggs	

Ordered that a new Election be held for charter officers in the Seventh ward on Tuesday the thirteenth day of December instant

Alderman Minthorne moved that Colonel Benjamin North be appointed Inspector of the said Election, and called the division upon such motion the same was negatived as follows.

Affirmative	Negative	
Alderman Minthorne	Alderman Oothout	[216] Mr Morris
Mr Brevoort	Barker	Le Roy
Mr Crolius	Brasher	Riggs
	Van Zandt.	

Ordered that Samuel Stilwell be appointed Inspector of the said Election and that the same be held at the house of Daniel Tier innkeeper in the Bowery

The following report of the Committee in relation to the general account of the building Committee being received—to wit

The powers vested by the board in the building Committee being about to expire and as some of the members now retire from office they deem it their duty previous to this event to lay before the board for their information and consideration a statement of their proceedings in relation to building the new hall

Immediately on their appointment they lost no time in organizing every department necessary to commence the building, and they feel much pleasure in assuring the board that their labours have been crowned with much success. the persons under their appointment have performed the various duties assigned them with complete satisfaction to the Committee and with fidelity to the [217] Public, in short the new hall was commenced and has progressed under the most favorable auspices. The season of the year being now advanced to that period when it is imprudent to continue workmen both from motives of œconomy as well as benefit to the Building. in conformity with this idea the Committee have discharged and paid off all such persons as could be dispensed with, retaining only a number of Stonecuters who

are to be employed during the Winter in order to expedite the building the following year. The basement story is now built up agreeable to the plan being the heighth of Eight feet above the level of the Street and is ready to receive the first floor of Timber, and the walls are all covered to resist the weather. when the extent of the building is considered the immense quantity of materials required and the necessary workmen to be employed. it will be admitted that its progress has answered the most sanguine expectations. In order to lay before the board an account of monies expended the Committee at their last meeting instructed their Treasurer to close all the accounts and at the same time appointed their Chairman and Mr Le Roy a Committee to examine the same. They report that they have Compared the Vouchers with the general accounts and find them perfectly correct the result is. that there has been expended the following Sums.

[218] For painting and glazing	£61:16: 8
For Lime	770: 4: 9
For boards and plank	1734: 6: 8
For Timber	747:11: 7
For Labour	1449: 8:—
For Carpenters Work	584:11: 6
For Iron	194:16: 9
For Ironmongery	171: 5: 1
For Contingencies—comprehending a variety of accounts which could not be brought under any particular head	2674: 4: 8
For building stone	5337: 4: 2
Monies expended for the board	318:11: 9
For Stone Cutters	1906:16: 6
For Masons	2228: 3: 9
For cartage	28:14: 0
For Sand	124: 9: 6
For bricks	398: 7: 0
All which sums amount together to	£18730:12: 4

The Committee have received from the board at different periods the sum of £18644:3:1. leaving a balance of £86:9:3 due the Committee

They had it in contemplation to have handed to the board an estimate of materials which remain on hand as well [as] those which have been received on contracts but not having reserved to themselves as [219] much time as was necessary to accomplish this undertaking, they can only state in general, that there is a large quantity of Stone on the ground proper for the use of the Stone Cutters and which came out of the quarry leased by the Committee there is also a large number of

boards and plank which have been seasoning for a considerable time also some Lime. common building stone and Timber with other materials appertaining to the Building including various denominations of Carpenters work already prepared. The Committee have contracted for all the Timber which will be required and the Contract for the marble is also completed, the prices of these important articles have been agreed for at lower rates than was at first contemplated especially the contract for Timber which article has risen considerably in value. The Committee assure the board that in all the measures they have adopted the public interest has been consulted by adhering to such principles of œconomy as was consistent with the magnitude of the object. From this exposition of facts now laid before the board, the Committee entertain the pleasing reflection that the expence of this Building will not exceed the Sum originally thought sufficient for that purpose, and they place a firm reliance in the wisdom of the board to adopt such measures as will give energy to the Committee which may hereafter direct the affairs of this Building, and [220] that the funds intended for its completion may not under any pretence whatever be diverted from this object. With such views we doubt not but the New Hall will progress with that Zeal and public Spirit which in an undertaking of this importance can alone secure success

All which is submitted to the consideration of the board. by

Wynant Van Zandt Jr
John Oothout
Jacob Le Roy
Joshua Barker
Mangle Minthorne
Philip Brasher

Ordered that the same be entered on the minutes, and published in two of the public newspapers employed by the board.

The following report of the Market Committee was received. to wit

The Market Committee report on the following petitions referred to them. to wit

The petition of Richard Coyle praying for stall N° 29 in the Fly market ought to be granted.

[221] The petitions of Charles Bird. [and] Matthew Bird praying for stall N° 29 Fly market ought not to be granted.

The petition of John Chivvis praying for leave to vend meat near the new Gaol ought not to be granted

The petition of William Smith praying for stall N° 32 Hudson Market held by Peter Pleyer ought to be granted

The petition of Joseph Graff praying for leave to exchange his stall N° 28 in the Fly market with Matthew Goodman for his stall N° in the Catharine Market ought to be granted.

The petition of Christian Harriot praying for stall lately held by William Perrin deceased ought not to be granted.

The petition of Mary Perrin praying for stall lately held by her deceased Husband according to the practice of the Board ought to be granted for the term of one year

The several petitions of Benjamin Carpenter and Lawrence Fink praying for stalls in the Catherine market cannot at present be granted there being no Stalls at this time vacant.

The petition of Dixon for a stall in the exchange market which is now vacant ought to be granted.

[222] The petition of William Nielson for stall N° Fly market now occupied by ought to be granted.

Wynant Van Zandt Jr
John Oothout
Philip Brasher.

The said report was ordered to be confirmed and the appointments therein recommended to be made accordingly

The quarterly account of the Superintendant of the Alms house together with the report of the Comptroller thereupon which said report is in the words following to wit "I do Certify that I have examined the accounts of Richard Furman. Superintendant of the Alms house for the three months ending 31 October last and find that the Superintendant has expended in Support of the Alms house and Bridewell Eleven thousand one hundred and forty three $^{10}/_{100}$ Dollars. That there is due him in outstanding debts Fourteen hundred and twenty $^{64}/_{100}$ Dollars which together with Seven hundred and nineteen $^{62}/_{100}$ Dollars due him upon the [223] last settlement makes the sum of Thirteen thousand two hundred and eighty three $^{36}/_{100}$ Dollars. And that during the same period the Superintendant has received by a warrant on the Treasury Ten thousand Dollars and for oakum and coffins sold and for nursing the Sum of One thousand three hundred and eighty nine $^{81}/_{100}$ dollars which leaves a balance due the Superintendant of Eighteen hundred and ninety three $^{55}/_{100}$ Dollars"

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being received. Ordered that the same be filed.

An assessment for paving Fletcher Street between Front and South Street was received, Ordered that the same be confirmed, and that Jeremiah Marshal collect the same

Captain Rockwell of the City watch having reported that Joel Rose. Abraham Brown Bartholomew Smith. Briggs Pinckney. C Huffman and T Hill have left the watch. Ordered upon his recommendation. That

G Durand
B Mapes
J Cugh
D Fortune
and R Britton
} be appointed Watchmen in their stead

[224] This being the day appointed by Law for swearing the Charter officers elect Dewitt Clinton Esquire Mayor of the City in the presence of the Board administered the oaths of office prescribed by Law to the following officers to wit.

Wynant Van Zandt Junr Esquire.. Alderman of the 1st ward
Philip Brasher Esqr..... Alderman of the 2d ward
John P Ritter Esqr..... Alderman of the 4th ward
Jacob De la Montagnie Esqr..... Alderman of the 5th ward
George Janeway Esqr..... Alderman of the 6th ward
Jacob Harsen Esqr..... Alderman of the 9th ward
Andrew Morris Esqr..... Assistant of the 1st ward
Caleb S Riggs Esqr..... Assistant of the 2d ward
Jacob Le Roy Esqr..... Assistant of the 3d ward
Robert Bogardus Esqr..... Assistant of the 4th ward
Joseph Board Esqr..... Assistant of the 5th ward
Clarkson Crolius Esqr..... Assistant of the 6th ward
James Striker Esqr..... Assistant of the 9th ward
Daniel Phœnix Esqr City Chamberlain
John Slidell Junr, Alexander Stewart } Assessors of the 1st ward
John Kane, David Lydig } Assessors of the 2nd ward
[225] Richard Cunningham, James Grant } Assessors of the 4th ward
Frederick Eckert, James Votey } Assessors of the 5th ward
Jonathan Weeden, William A Hardenbrook } Assessors of the 6th ward
George Schmeltzel, David Deas } Assessors of the 8th ward.
John Cozine Assessor of the 9th ward
Hugh Gobel. High Constable
Philip Fulkertson. James W Green. Samuel Montgomery Barnet Newkirk. James Thomson. Thomas Martin Joseph Brotherton. John Wark. Abraham

Manning John Taylor. John Ackerman. John Becker Abraham A Fonda. Samuel Stockwell. Blase Moore, and Henry Low. Constables.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts to wit.

	Is[d]			
Wart[s] N[o]	641	John Oothout Chairman of the late Building Committee for monies expended for the board.....		$796.46
	642	John Oothout Chairman of the late building Committee for the balance found due them upon Settlement of account with the board—vide report entered on this days minutes.....		216.15
	643	Magnus Beekman for City Watch.....		147.70
[226]	644.	Nathan H Rockwell	do	147.70
	645	Nic[s] Lawrence	do	177.10
	646.	William Van Wart	d[o]	177.10
	647	Jacob Hays	d[o]	118.30
	648	Charles Van Orden	d[o]	118.30
	649	John Bussing Money due him as assistant of Street Commissioner		34.50
	650	Corn[s] Wynkoop and Jam[s] Van Antwerp taking list of Jurors in 2[nd] Ward.....		40.
	651	Waters Furman for paving in front of Engine House in Hester Street.....		14.91
	652	Selah Strong Esq[r] for powder furnished for celebrating 25 Nov[r].....		170.
	653	Peter R Maverick—printing copies of City Map....		69.
	654	Peter Clark. Making cartridges for celebration of Nov[r] 25		22.60
	655	M Ward & C[o] books to take Census &c.....		28.55
	656	John Hooghland. Mending leather of Engines....		3.25
	657	James J. Myers. for repairs to roads.....		187. 1

[227] In common council. December 6[th] 1803

Present. Dewitt Clinton Esquire. Mayor
John B. Prevost Esquire. Recorder

Jacob Harsen Jacob De la Montagnie John P Ritter Philip Brasher Wynant Van Zandt J[r] George Janeway	Esquires Aldermen	Andrew Morris Clarkson Crolius Joseph Board. James Striker Caleb S Riggs.

Assistants

A donation of 30 dollars was received from M[r] William Dunlap manager of the Theatre for the use of the poor. Ordered that the Mayor be requested to express the thanks of the board to M[r] Dunlap

and that the said donation be applied to the benefit of the out door poor of this City.

Alderman Van Zandt
Alderman De la Montagnie
and Mr Riggs
} were appointed a Committee to draw and report rules for the government of the board.

[228] In Common Council December 8th 1803

Present Dewitt Clinton Esquire Mayor
John B Prevost Esquire Recorder

Esquires Aldermen	Assistants
John P Ritter	Jacob Le Roy
Philip Brasher	Robert Bogardus
George Janeway	Clarkson Crolius
Jacob Harsen	James Striker
Wynant Van Zandt Jr	Joseph Board
Jacob De la Montagnie	Caleb S Riggs
	Andrew Morris

The board proceeded to a further hearing of the Scrutiny in the eighth ward and adjourned to meet on the same subject tomorrow afternoon 6 o'clock

[229] In Common Council. December 9th 1803

Present. Dewitt Clinton Esquire Mayor

Esquires Aldermen	Assistants
Wynant Van Zandt Jr	Andrew Morris
George Janeway	Joseph Board
Philip Brasher	Clarkson Crolius
Jacob De la Montagnie	James Striker
John P Ritter	Jacob Le Roy
	Caleb S Riggs

Alexander Ogsbury junior No 77 William Street was appointed a Fireman of Company No 16 in the place of John B Dash Junr

George Gordon a watchman of Capt Beekmans Company was reported to have been found sleeping at his post.

The following communication was received to wit

The Clergy of different denominations in the City of New York, at a general meeting held on the 8th instant taking into view the dispensations of Divine Providence towards the City. during the late season, resolved, that it demands the [230] grateful notice and the humble acknowledgment of their fellow citizens

They hope it is not necessary to remind the Congregations under their care that public thanksgiving for public mercies is a duty of universal obligation and that after deliverance from Calamity it becomes

them to humble themselves before God and while they praise him for his goodness to confess with unfeigned penitence those sins which have brought down his righteous displeasure.

They would therefore recommend to their respective Congregations. the observance of Wednesday the twenty first instant as a day of Humiliation Thanksgiving and Prayer; hoping that, laying aside worldly avocations, they will apply themselves in a Serious manner to the duties of the day. humbling themselves before the righteous God who has chastened us. for our iniquities; blessing his name for delivering and restoring mercy; and returning to him, through Jesus Christ, as the sure ground of rest and confidence, for [231] future preservation and eternal happiness

Signed by order

John H. Livingston. Chairman

The Clergy of different denominations in this City having agreed to recommend to their respective Congregations the observance of Wednesday the twenty first day of December instant as a day of Humiliation Thanksgiving and Prayer which having been communicated to Common Council. Whereupon resolved unanimously that it be recommended to the Inhabitants of this City to observe that day in the manner aforesaid and to abstain from all employments inconsistent therewith.

An application of Samuel Bradhurst in behalf of the Freeholders of Haerlam that the public roads may be properly laid out and opened through the Commons belonging to them was received and referred to the Street Commissioner

Ordered that the Chief Engineer be directed to report in what manner it will be proper to distribute and deposit the new fire buckets now remaining in the City hall

The board proceeded to a further investigation [232] of the Scrutiny in the eighth ward and adjourned until tomorrow afternoon at 5 o'clock

In Common Council. December 10th 1803

Present Dewitt Clinton Esquire Mayor

Jacob De la Montagnie	Esquires Aldermen	Andrew Morris	Assistants
George Janeway		Jacob Le Roy	
Wynant Van Zandt Jr		James Striker	
John P Ritter		Caleb S Riggs	
Philip Brasher		Robert Bogardus	
		Clarkson Crolius	
		Joseph Board	

After proceeding to the further investigation of the scrutiny in the eighth ward the board adjourned until Monday next.

[233] In Common Council. December 12th 1803

Present. Dewitt Clinton Esquire. Mayor
John B. Prevost Esquire. Recorder

Wynant Van Zandt Junr	Esquires Aldermen	Joseph Board	Assistants
George Janeway		James Striker	
Jacob De la Montagnie		Jacob Le Roy	
John P Ritter		Caleb S Riggs	
John Bogert		Andrew Morris	
Philip Brasher			

John Bogert Esquire Alderman of the third ward took and subscribed the oaths of office required by law.

Petitions of James Skaats for the office of Inspector of wood, and of David A Dunham for the office of Measurer was received, and ordered to lie over.

A petition from Nicholas Carmer for a butchers stall was received and referred to the Market Committee

A petition from Matthew Banks to be employed in repairing fire Engines together with the petition of Abel Hardenbrook and John W Hardenbrook on the same subject was referred to the Chief Engineer

A petition from William Bayard for a grant of the water right fronting his property at Greenwich [234] was referred to the Comptroller

An assessment for regulating Henry Street was received and confirmed, Ordered that Waters Furman be appointed Collector

A return was received from Waters Furman Collector of the Assessment of Bedlow Street stating that there are several Lots in the said Street of which he cannot discover the owners the same was referred to the Comptroller.

Upon receiving the Street Commissioners report. upon the petition of William Edgar. Ordered that the penalty incurred by him for not filling in a Lot of ground in Washington Street be remitted and the suit thereon discontinued upon his paying the costs.

Henry Willet of N° 62 Stone Street Blacksmith was appointed a Fireman of Company N° 24. in the place of Alexander S Gordon deceased

Nevison Greenard and Joseph Webb. shipwrights were appointed Firemen to Company N° 22 in the room of Simeon Skillin resigned and William Hunter removed.

Elijah Huestis was appointed a Fireman to Company N° 6 in the place of Daniel Petit dec[d]

A renewed application from David F. Launy to be indemnified from having his windows broke by the firing of Cannon on laying [235] the Corner stone of the New City hall was referred to the Comptroller.

Resolved that a Committee of Health be appointed for the purpose of reporting such plans, and recommending such measures as they may think necessary for the preservation of the health of this City and for executing such powers as may be entrusted to them for that purpose by the Corporation

The Mayor
The Recorder
Ald: Van Zandt
De la Montagnie
Brasher
Ritter and
Janeway
} Were appointed to compose the said Committee

A proposal from George Morgan to clean the Streets was referred to the Health Committee

Resolved that Andrew Morris be permitted to run under the direction of the Street Commissioner a drain from his cellars in Pearl, Broad, and Water Streets into the Main drain which runs under the Exchange Market.

A report from the Committee appointed upon the subject of new streets was received Ordered that the Clerk have 50 Copies printed for the use of the members

The Comptroller presented his account of receipts [236] and expenditures for earth carted into the Collect, the same was referred to Messieurs Le Roy. Morris, and Board

Ordered that the Mayor issue Warrants on the Treasurer to pay.

Isd Warrts No		
663.	John Bogert Esquire for building Committee.....	$3000.
664	Selah Strong Esquire balance of his account for filling in the collect.....	167.35
665.	Selah Strong Esqr on account of earth to be carted into the collect.....	1000.
659	John Johnson for a lost fire bucket.....	2.
660.	Thomas Whitelaw for paving Cherry Street opposite to public slips.....	57.93
661.	Joseph Brown a quarters salary as Street Comr...	312.50
662.	Selah Strong for balance of cash expended on account of the signal poles at Staten Island.....	183.17

Mem: Warrant No 666. was issued to Philip Ruckel for $300 upon his contract with the Corporation in pursuance of the order made the 12th May last.

[237] In Common Council. December 13th 1803

Present John B. Prevost Esquire. Recorder

Jacob De la Montagnie	Esquires Aldermen	Robert Bogardus
Wynant Van Zandt Junr		Caleb S Riggs
George Janeway		Andrew Morris
John P Ritter		Joseph Board
Philip Brasher		Clarkson Crolius
		Jacob Le Roy
		James Striker

Assistants

The board having gone through the examination of the evidence concerning the contested votes for Jacob Morton and William W Gilbert for the office of Alderman of the eighth ward, and for Whitehead Fish and George Warner for the office of Assistant of the said ward, proceeded to consider, and decide upon the same.

During the said examination the following votes which had been objected to, by Mr Morton and Mr Fish were admitted by them to be good, to wit the votes of John Brown (the First) Daniel Levison. Peter Wooley John Bacon, Stephen Traviss. Cornelius Van Horn. Robert B. Morton. Samuel Osborne. Thurston Wood. Beekman M. Van Beuren, John Brower. Samuel Russel. Leonard Seaman. Isaac Samo. Oliver Drake. John Hopper junr David Pulis. John Bancker, Philip B. Eckert. Patrick Gallagher. John T Bonta. William Roberts. Philip McArdle and William Ross.

[238] And the following votes in favor of the said William W Gilbert and George J Warner were admitted by them to be bad to wit the votes of Peter Wynkoop and Isaac Brower.

Questions being taken on the following votes in favor of William W Gilbert and George J Warner, to wit of Samuel Wright. Amaziah Blakeslee. Richard Anderson. John Sharp. John Bauman. John Brown (the second) Thomas Eames. Chauncey Carter Samuel Disborough, Benjamin Waldron. William Roberts. Abraham Brevoort. Hamlet Fairchild. John Withington and Peter Curtenius the same were decided to be good votes.

Questions being taken on the following votes in favor of the said William W Gilbert and George J. Warner, to wit of Jacob S. Arden. Daniel Winship and Abraham Stevens, the same were negatived without a division

Divisions being respectively called upon the question whether the votes of the following persons in favour of William W Gilbert and George J Warner, were good; were determined as follows.

Vote of John Staples.

Affirmative	[239] Negative
Alderman De la Montagnie	Alderman Van Zandt
Janeway	Ritter
Mr Board	Brasher
Mr Crolius	Mr Bogardus
	Riggs
	Morris
	Le Roy
	Striker

Vote of Matthew Goodman.

Affirmative	Negative
Alderman De la Montagnie	Alderman Van Zandt
Mr Crolius	Janeway
	Ritter
	Brasher
	Mr Bogardus
	Riggs
	Morris
	Le Roy
	Striker

Vote of Thomas W Gilbert.

Affirmative	Negative
Alderman Van Zandt	Alderman De la Montagnie
Janeway	Mr Board
Ritter	Crolius
Brasher	
Mr Bogardus	
Riggs	
Morris	
Le Roy	
Striker	

[240] Vote of Tunis Cooper.

Affirmative	Negative
Alderman Van Zandt	Alderman De la Montagnie
Janeway	Mr Board
Ritter	Crolius
Brasher	
Mr Bogardus	
Riggs	
Morris	
Le Roy	
Striker	

Vote of Frederick Rigur.

Affirmative		Negative	
Alderman	De la Montagnie	Mr	Board
Alderman	Van Zandt	Mr	Bogardus
	Janeway		Riggs
	Ritter		Morris
	Brasher		Crolius
			Le Roy
			Striker

[241] Vote of James Votey

Affirmative		Negative	
Alderman	De la Montagnie	Alderman	Van Zandt
	Ritter		Janeway
Mr	Board		Brasher
		Mr	Bogardus.
			Riggs
			Morris
			Crolius
			Le Roy
			Striker

Vote of William Houstoun

Affirmative		Negative	
Alderman	De la Montagnie	Alderman	Brasher
	Van Zandt	Mr	Riggs
	Janeway		Striker
	Ritter		
Mr	Morris		
	Board		
	Crolius		
	Le Roy		

[242] The following votes in favor of the returned Candidates which had been challenged by the petitioners were upon examination allowed by them to be good, to wit, of Robert Robinson. Lewis Lorton. William Hamersley. Thomas Hamersley Andrew Ogden. John Haggerty. Peter Schermerhorn. Peter Schermerhorn junr John P Schermerhorn. John Michaels. William Hartshorne. Edward W. Laight. Joseph Brotherton. Jacob Halsey. James Anderson. John Craig. John Slidell Junr Thomas Slidell. Harry Peters. Isaac Burr. Abraham O Stansbury. Alexander Fink Junr Joseph Mott. Lodowick Harpell. Archibald Thomson. Adam Thomson. John Mashette John Philips. William Ballard. Robert Browne John Flock. Samuel Winship. Joseph Read. William Lewis. John A Bazely. Frederick Depeyster Peter Dubois. Henry Yeomans. David A Cumming and Thomas Salter.

On the part of the returned candidates the votes of Hugh Gaine and Thomas Richardson were admitted to be bad.

The board proceeding to take questions upon the remaining contested votes in favour of the returned Candidates. Alderman De la Montanye Alderman Janeway. Mr Board and Mr Striker were excused from voting as they were not present at the examination of the testimony relative to those votes.

[243] Questions being taken on the several votes of John M^c^-Pherson whose name is entered John M^c^Feston of Samuel Jones jun^r^ whose name is entered Samuel Johns jun^r^ and of Peter Crawbuck whose name is entered Peter Crowbuck on the poll list by mistake of the Clerk of the Election and of David S. Jones. William Rutledge. Thaddeus Smith. George Smith. George Ludlow. (Hervey Hitchcock whose name is entered Hervey Hickok by a similar mistake) William Wright. William Wilcocks. John Jefferies. Andrew Hudson and Christian Hartell in favor of the returned candidates the same were decided to be good.

Questions being likewise taken on the votes of Robert Bowne. John Lang and John Mason, the same were unanimously decided to be bad.

Divisions being respectively called upon the question whether the votes of the following persons in favour of the returned candidates were good, were determined as follows

Vote of James Thomson.

	Affirmative		Negative
Alderman	Van Zandt	M^r^ Riggs	M^r^ Crolius
	Ritter	Morris	
	Brasher	Le Roy	

[244] Vote of Joseph Hening.

	Affirmative		Negative
Alderman	Van Zandt	M^r^ Bogardus	M^r^ Crolius
	Ritter	Riggs	
	Brasher	Morris	
		Le Roy	

Vote of Edward Baty

	Affirmative		Negative
Alderman	Van Zandt	M^r^ Riggs	Alderman Ritter
	Brasher	Morris	M^r^ Crolius

Vote of William Gibson.

	Affirmative		Negative
Alderman	Van Zandt	M^r^ Bogardus	M^r^ Crolius
	Ritter	Riggs	
	Brasher	Morris	
		Le Roy	

[245] Vote of William a Davis.

	Affirmative		Negative
Alderman	Van Zandt	M^r^ Riggs	M^r^ Crolius
	Ritter	Morris	
	Brasher	Le Roy	

Thomas S Ardens. (vote).

Division the same as on the vote of William A Davis

Vote of John Downing

Affirmative		Negative
Alderman Van Zandt	Mr Riggs	Alderman Ritter
Brasher	Morris	Crolius
		Le Roy

Vote of William L Vandervoort.

Affirmative		Negative
Alderman Van Zandt	Mr Riggs	Mr Crolius
Ritter	Morris	
Brasher	Le Roy	

[246] After examining the result of the Scrutiny It was thereupon. Resolved that it appears to the Common Council that Jacob Morton had a majority of legal votes for Alderman at the last election of Charter Officers in the eighth ward. And that Whitehead Fish had at the same Election a majority of legal votes as Assistant of the same ward.

[247] In Common Council. December 19th 1803

Present Dewitt Clinton Esquire Mayor

Jacob De la Montagnie		Jacob Le Roy
Jacob Harsen		Caleb S Riggs
John P Ritter	Esquires	Clarkson Crolius
Philip Brasher	Aldermen	Joseph Board
George Janeway		Andrew Morris
John Bogert		James Striker

Assistants

Mangle Minthorne Esquire Alderman of the Seventh ward, Jacob Morton Esquire Alderman of the eighth ward. Whitehead Fish Esquire assistant of the eighth ward and John Beekman Esquire assistant of the seventh ward severally appeared and took and subscribed the oaths of office required by law, and took their seats at this board.

Petitions from John Fitzgerald and Andrew Wheeler for Butchers stalls were received and referred to the Market Committee.

An application of Oliver H. Hicks. and Charles Hewlitt to lease a lot of ground at Brooklyn was referred to the Comptroller.

*A petition for the removal of the Buildings which encroach on Chamber and Warren Streets was received and ordered to lie on the Table

[248] A petition from Rem Rapalje and others. requesting this Corporation to accept of a grant of the road leading from the Abing-

* Marginal note reads *See P. 111. 312.*—ED.

don road to the house of John L Norton, and to widen the same was referred to the Street Commissioner

A report was received from the Chief Engineer recommending the several places of deposit for the new fire buckets, ordered that the same be recommitted to him for the purpose of ascertaining the number of buckets proper to be kept at each place of deposit respectively

Resolved that the ordinance for filling in Republican Alley be extended to the space of six weeks from this time.

Resolved that the Street Commissioner be directed to report to this board a plot of the ground at the intersection of Cliff and John Street with a view to the extension of Cliff Street with a straight line to John Street.

Alderman Janeway
Mr Morris
& Mr Beekman
} were appointed the standing Lamp Committee

Resolved that Alderman Van Zandt. Alderman Brasher. Alderman [249] De la Montagnie. Alderman Morton. Alderman Minthorne. Mr Le Roy and Mr Bogardus be appointed the standing committee for building the new City hall with the same powers as the former Committee.

A report from the Street Commissioner respecting the regulations of Elizabeth and Mott Street was received and the consideration thereof postponed.

Isaac Poinere. House Carpenter of Provost street was appointed a Fireman to Company No 27 in the place of Richard Shute declined.

James Hart grocer N° 75 Pearl Street was appointed a Fireman to Company N° 11 in the room of Stephen Smith resigned.

Ordered that Taylor Willett, and Abraham Martling, Firemen of Company N° 11. who were expelled by the said Company appear before this board at the next meeting to shew cause why their expulsion should not be confirmed, and that the Foremen of the said Company also be directed to appear at this board the same time

Ordered that the Chief Engineer be directed to furnish this board with a complete list of the members belonging to the respective companies of Firemen by the next meeting.

A Communication of Gilbert Van Mater respecting the sufficiency and good qualities of the boats employed in the Brooklyn Ferry was referred to the Committee formerly appointed on the same subject

[250] Resolved that a Committee of three be appointed to inquire into the present state of the night watch particularly whether any of the Captains or watchmen have neglected their duty. and ought to be

dismissed. and whether the number of the Watchmen on either of the watch districts ought to be increased, or diminished and if there shall appear any vacancies to fill up that they obtain from the Captains of the respective Companies where such vacancies exist the names of suitable persons to fill such vacancies and that the same Committee report to this board at the next meeting thereof.

Alderman Morton, Mr Riggs, and Mr Board. } Were appointed the said Committee

Alderman De la Montagnie, Alderman Ritter and Mr Crolius } Were appointed a Committee to examine into the present state of the Fire Companies and to report what improvements can be made in the Fire department

Ordered that the Clerk lay before the [251] board at their next meeting the several petitions which have been presented for the office of Inspector of wood.

Resolved that a Committee of three be appointed to inquire and report to the Board the present state of the public grounds near the government house which were reserved by the Legislature for public purposes. particularly whether any, and if any what individuals have taken possession thereof or any part thereof, and by what authority, and to what use the same is now appropriated and whether any and what application is necessary to be made to the Legislature respecting the said ground

And that the said Committee report to this board whether some of the ground near the new Arsenal belonging to the Mayor. Aldermen and Commonalty has not been taken possession of by some and what person or persons and under what authority and for what purpose.

The Recorder, Alderman Harsen and Mr Morris. } Were appointed the said Committee

Ordered that the Mayor issue his Warrants On the Treasury to pay the following accounts to wit,

[252]

Issued Warrts

Nos 667.	The proprietors of the Daily advertiser for printing &c			$87.50
668.	Charles Loss for Surveying			101.75
669	Magnus Beekman for City Watch			147.70
670	Nathan H Rockwell	do		147.70
671	Charles Van Orden	do		118.30
672	Jacob Hays	Do		118.30
673	Nicholas Lawrence	do		177.10
674	William Van Wart	do		177.10

Nos 675.	Jacob Boss Clerk of Election in the Seventh ward.....	$2.
676.	Edward Watkeys for candles.....	9. 6
677.	Benjamin Demilt winding & regulating Town Clocks...	100.
678	John Titus and Isaac Burr. assessing 3d ward.....	42.
679	Wm G Miller & Jas Anderson assessing 4th ward.....	48.50
680	Wm G Miller & John Utt. assessing 4th ward in 1802....	48.50
681.	Oliver Waldron repairing public roads.....	389.72
682.	William Dustan collector of Washington Street for monies assessed to the Corporation.....	35 20/100

[253] In Common Council. December 26th 1803.

Present Dewitt Clinton Esquire. Mayor
John B Prevost Esquire. Recorder

Wynant Van Zandt Junr Jacob Morton John P Ritter Philip Brasher Jacob De la Montagnie George Janeway Jacob Harsen.	Esquires Aldermen	Caleb S. Riggs John Beekman Clarkson Crolius Robert Bogardus Andrew Morris Joseph Board

Assistants

The petition of John Miles being received and read was referred to the attorney of the board to report a state of facts.

The several petitions of Joseph Newton and Anthony Steenback and of George Caines were received and referred to the Comptroller

The petition of Mary Bogert and others requesting the privelege of setting their baskets and country produce before their respective cellars or stands opposite to the Fish Market, and for the remission of penalties incurred by them for offending against the Law in that particular was received and the prayer thereof rejected.

The petition of William Harison, and [254] others praying that a new bason may be made near the Hay scales at the foot of Duane Street North river was received and referred to the Street Commissioner

The Street Commissioner reported to the board a plan of the Common Sewers of the City of London. communicated by Rufus King Esquire our late Minister at the Court of Saint James. Ordered that the said plan be referred to the Committee of Health, and that the Mayor be requested to express the thanks of the board to Mr King for his communication

The following opinion of the Counsel of the board with respect to the monies remaining in the Treasury belonging to the Estate of Henry Hamilton deceased to wit—" I have perused the will of Henry

Hamilton Esquire of Jamaica deceased, and the letter of attorney from Robert Stirling. the Executor of the said will to Lewis Simond of New York, and am of opinion that a payment made to the said attorney or a delivery of the Testators goods to him will be safe and valid.

It is true that in order to recover Debts or property in our Courts, the will [255] must be proved and administration granted in this state, or at least in one of the United States but without letters of administration an Executor may receive debts and give acquittances for them, I think that what he may do in person he may do by attorney in cases of this nature; and that a payment to one Executor is a defence against all. Under these impressions, and considering the will and power as authentic I do not suppose that it can be necessary to oblige the parties interested to prove the will and take out administration in this Country. New York 23d Decr 1803.

Rich. Harison

Isd Wart Nº 687.

being received, Ordered that the Mayor be requested to issue his warrant on the Treasurer in favor of the said Louis Simond. attorney to the Executor of the said Estate for the Monies belonging to the same and now in the Treasury

An assessment for the regulation of Eagle Street was received and confirmed. Ordered that Waters Furman be appointed to collect the same.

The following report was received from the Committee appointed to enquire into the State of the Night Watch.

" The Committee appointed to enquire into the State of the Night Watch—Report—That [256] in execution of their duty they had called before them the Several captains of the watch in order to learn whether in the discharge of their duty they had observed the ordinance of the Corporation relative to the night watch And also to receive from them any Suggestions which they might make for the improvement of the present system

That upon investigation the Committee found that two of the Captains, one through ignorance of the Ordinance and another through inattention had neglected to keep the book of Report required by the ordinance and others had in two instances taken as Watchmen persons not having the requisite qualifications. these Errors the Committee have no doubt will in future be avoided.

The Committee made particular Inquiry into the nature and situation of the Chancemen who have been frequently mentioned to the Board, as connected with the night watch and found that the Captains of the Watch have for a considerable time past been in practice of Summoning five or six persons possessing the qualifications of Watchmen who attend at the Watch house until the time of setting the watch and if any of the regular Watchmen through illness or any other cause fail to attend these persons supply [257] their place and receive their pay, if there is a full watch, they are not employed. As these men are chosen by the Captains of the Watch with equal care and circumspection as the regular watch, as they are not attended with any additional expence to the City, and as by this means the compliment of watchmen are secured for each nights service. your Committee are of opinion that the practice is an useful one, but as it is proper that all persons acting as Watchmen should be cloathed with legal authority. your Committee would propose that Six extra Watchmen should be appointed to each Company to be denominated Substitutes and who should be authorized to act in case of the absence of any of the regular watchmen

It was also suggested to your Committee by the Captains of the watch, that it would be highly useful if an Assistant or deputy was appointed to each Captain who should in his absence be clothed with his power, they stated, that by the ordinance they are required at least once in the night to visit the different stations in their district during their absence, there is of course no particular person authorized to take charge of the watch and give orders that might be necessary. Your Committee found upon enquiry that an officer similar to this formerly existed who received an additional compensation of eighteen Cents per night, as the Committee are of opinion that this appointment would be useful and as it is attended with a very trifling expence they would beg leave to recommend it to the board to adopt it.

[258] In the course of their conversations with the Captains of the watch your Committee were informed by them that during the prevalence of the Epidemic a promise was made by the late Mayor in behalf of the members of the Corporation then in the City that an additional compensation besides their pay should be made to such of the watchmen as should remain and serve with fidelity during the prevalence of the sickness. That such a promise was made by the Mayor your Committee believe was the case and they are of opinion that it should be performed. The Committee received complaint against two

of the Captains of the Watch which they have directed their chairman to report verbally.

All which is respectfully submitted

Jacob Morton
Caleb S Riggs
Joseph Board

Decr 26, 1803.

Resolved that six persons be appointed in addition to each company of watchmen to be denominated substitutes, to be employed by the respective Captains or so many of them as may be necessary to supply the places of the regular and established Watchmen [259] belonging to their respective companies as do not attend and on no other occasion, and that such substitutes when employed be entitled to the same pay and be clothed with the same authority as the regular watchmen are, And that the substitutes be under the same regulations as to their conduct or continuance in office as the regular watchmen are.

Resolved that this board will from time to time appoint one of the watchmen under his command as an assistant of each of the Captains of the watch to take charge of the watch or do other duties during the night when the Captain is necessarily out of the Watchhouse on duty. And that such assistant be entitled to receive for such extra services eighteen Cents for every night thus employed. And in case of the non attendance of such assistant it shall be in the power of the Captain of the watch to appoint one other of the watchmen to act in his stead during such absence who shall perform the same duties and be entitled to the like compensation.

Resolved that every Captain of the watch and every watchman who did duty as such from the 20th of August until the 20th of October be entitled to receive thirty Cents a night, additional pay for each nights Service in that capacity, and that the respective Captains of the night watch exhibit to the Comptroller the names of all such Watchmen and the number of nights service [260] respectively that the same may be audited and paid.

The Comptroller to whom was referred the petition of Oliver H. Hicks and Charles Hewlett, reported. That he has viewed the Corporation ground at Brooklyn and finds that the yard which is at present occupied by Benjamin Smith is larger than necessary for his accommodation, That two Lots of 25 by 60, or 70 feet might be taken from one corner of the ground, and leased for 21 years provided a price adequate to the value could be obtained for them, not

less however than Eighty dollars per annum. the remaining part of the premises it is believed would let at the same price it does at present. The Comptroller takes this opportunity to state to the board that the Corporation have 4 houses in Chatham Street, these houses are old and in bad repair, they have been let from year to year at very low rents, the repairs upon which have amounted to a considerable part of the rent. If these houses were leased for 21 years they would bring at least double the amount they have rented for heretofore without any expence of taxes or repairs to the Public.

26 Decr 1803 Selah Strong

[261] It was thereupon resolved that the Comptroller be authorized to lease for the term of 21 years two lots of ground at Brooklyn not exceeding 25 by 60 or 70 feet each for such sum as can be obtained for the same not less however than eighty Dollars each per annum

Resolved that the Comptroller be authorized to lease for the term of 21 years the 4 houses and lots in Chatham Street belonging to this board for such sums as he may deem reasonable and proper

The Chief Engineer reported that it would be proper to deposit the new Fire buckets, now remaining in the City hall in manner following to wit.

50	buckets	at the Engine house No	3.	City hall
30	do	.....	4.	New Theatre
30	do	.....	5.	North church
30	do	.....	6.	College
49	do	.....	8.	New Gaol
43	do	.....	14	St Pauls church
46	do	.....	15	New Watch house
43	do	.....	16	New Dutch church
43	do	.....	17	Roosevelt Street
40	do	.....	20.	Albany bason (North river)

Ordered that the said report be approved, and that the Fire buckets be deposited in the manner and at the places thereby recommended.

Isaac H Bogert of No 36 Pine Street was appointed a Fireman to Company No 24 in the place of John Stichler decd

[262] Henry Reynolds of No 135 Division Street was appointed a Fireman to Company No 26 in the place of William Vail declined

Magnus Garret presented a resignation of the office of Wood Inspector in the vicinity of the foot of Dey Street. Ordered that the same be accepted.

A petition of Enos Tompkins for the office of Wood Inspector being received Ordered that the same together with the other petitions

which have been received for the said office be laid before the board at its next meeting

The petition of Stephen Hilliker junior for a butchers stand was received and referred to the Market Committee

The Committee appointed to inquire into the situation of the public grounds in this City were also directed to examine and report the situation of the ground at Staten Island on which signal poles are erected

Alderman Morton
Alderman Ritter
& Alderman Janeway } were appointed the standing Market Committee.

[263] James Smith was displaced as a Watchman Henry Hammond, was displaced as a watchman & William Humphries was appointed in his stead

Ordered, that

John Conklin. be appointed Assistant, and

Peter Hull
Nicholas Storms
John Hifield
William Earl
Edward Hopper and
Silas Hopping } Substitutes in Capt. Van Warts. Company of Watchmen.

that, Charles Thurston be appointed Assistant, and

Robert McCord
Nicholas Davoe
David Demarest
William Purdy
Adonijah Harrison
& Albert Bogert } Substitutes in Capt Hays, Company of Watchmen

that, David Waldron be appointed Assistant, &

Amos Dickson
Michael Buck
Jacob Revier
Stephen Bloomfield
Edward Potter &
Donald Wilsey } Substitutes in Capt Lawrence's. Company of Watchmen

[264] that George Goodhart be appointed Assistant &

William Ennis
Isaac Lazada
Rufus Beach
Jacob Blank
James Skaats
& David Halstead } Substitutes to Capt Van Ordens Company

And that Joseph Brotherton be appointed Assistant to Captain Rockwells Company of Watchmen

Ordered that the Mayor issue his Warrants on the Treasurer to pay.

Isd Warrts

Nos 683.	William Welling for his services in taking the Jury list in the late 7th ward	$20.
684.	Barnet Newkirk for his attendance at the Fly market to enforce the Sunday Law	6.
685	Thomas Hazard lighting and cleaning City Lamps	255 16/100
686.	Nicholas Carmer amount of his acct for public repairs	1751 50/100

[265] In Common Council, January 3, 1804

Present John B Prevost Esquire Recorder

Philip Brasher	Esquires Aldermen	Jacob Le Roy
Wynant Van Zandt Junr		Clarkson Crolius
Jacob Morton		Andrew Morris
Mangle Minthorne		James Striker
George Janeway		Robert Bogardus
Jacob Harsen		Caleb S Riggs
John P Ritter		Whitehead Fish
Jacob De la Montagnie		Assistants

Ordered that the resolution for directing Taylor Willet and Abraham Martling to appear before this board and shew cause why they should not be displaced as Firemen Company No 11, be rescinded

Alderman Brasher gave notice of his intention to move for a reconsideration of the above order at the next meeting

A petition of Peter Chappel for a butchers stall was received and referred to the Market Committee

The attorney of the board reported favorably of [266] the petition of John Miles for the remission of the interest of the Corporation in a penalty for shipping flour which had not been inspected. ordered that the prayer of the said petition be granted so far as the board are interested in the said forfeiture

Robert Nichols of No 203 Water Street grocer was appointed a Fireman to Company No 12. in the room of John Seaman resigned and David McCarter Mills—baker No 41 Barclay Street to Company No 2 in place of Jacob E Mott resigned

Waters Furman Collector of the assessment monies for regulating Bedlow Street between Catharine and Charlotte Streets presented a return of proprietors who have refused to pay the monies assessed to them Ordered that a Warrant issue to enforce the payment of the same.

The health Committee presented a report recommending several

measures to be taken for the preservation of the health of this City Ordered that the same be approved of and referred to Alderman Van Zandt to prepare and report with the assistance of the Counsel of the board an Ordinance to carry the same into effect

The Street Commissioner presented the following report, to wit

[267] In pursuance of a resolution of the Board the Street Commissioner has the honour to present a diagram of the piece of ground at the intersection of John and Cliff Streets on which the house was lately destroyed by fire, the extreme narrowness of Cliff Street at this place renders it very desirable to the neighbourhood that it should be extended to the same width as the other part of Cliff Street which is 25 feet, which is designated by the dotted line on the diagram. This property belongs to the heirs of John Duryee deceased, the Executors to this Estate do not think themselves authorized to Sell this property at private sale. The Street Commissioner therefore begs leave to recommend that the Attorney of the board be directed to take the legal steps for extending Cliff Street to John Street through the property of the late John Duryee deceased, of a uniform width

All which is respectfully submitted

Jan^{y} 3, 1804 Joseph Browne

Ordered that the same be confirmed and that the Attorney of the board be directed to commence proceedings to obtain the said ground by virtue of the act of the Legislature.

Resolved that application ought to be made to the Legislature at the next Session thereof. for an act to make perpetual the tenth and Eleventh Sections of an Act of the Legislature of the State of New York to invest the Mayor, Aldermen and Commonalty of the [268] City of New York with adequate powers in relation to certain objects of importance to the police and health of the said City Passed the 2nd of April 1803 and at the same time so to amend the first part of the said Eleventh Section as to make it correspond with the tenth Section and to read thus " That all streets which any person or persons may have already laid out in the City of New York without the approbation and permission of the Mayor Aldermen and Commonalty of the City of New york in Common Council convened shall be considered new streets within the meaning of the tenth Section of the said Act "

Resolved that a copy of the aforegoing resolution be forthwith furnished to Richard Harison Esq^{r} and that he be requested to draw the necessary petition and act to present to the Legislature in conformity thereto

Resolved that the Street Commissioner report to the Common Council with all convenient speed Such Streets and highways within the City of New York as have been opened or laid out by individuals but not with the approbation of the Mayor Aldermen [269] and Commonalty of the City of New york in Common Council convened and as in his opinion ought to be shut up designating such of the said streets and highways as have buildings adjoining thereto which buildings ought to be removed and paid for as the Law requires.

And that the above report comprehend all the Northerly and Easterly parts of this City so far Southerly and Westerly as it shall be found practicable and deemed expedient by the Street Commissioner to have new streets laid out and opened in an easterly and westerly direction and in straight lines or as nearly so as may be from the North to the East River, or to have new streets laid out and opened in an Easterly and westerly direction and in straight lines from either of the said rivers to any intermediate line or lines running Northerly and Southerly

And having regard in such report to the practicability and expediency of also laying out and opening new streets in a northerly and southerly direction to intersect such new streets running Easterly and Westerly at right angles, or as nearly so as circumstances will permit

To the end that the Common Council may pass ordinances for shutting up such streets and Highways as may have been opened or laid out by individuals without the approbation of the Mayor Aldermen and Commonalty in Common Council convened which they resolve to do as far as may be found lawful and proper

[270] Resolved further that the Street Commissioner at the same time or as soon thereafter as may be report to the Common Council a plan on paper for new streets hereafter to be laid out and opened in lieu of such as may be shut up as aforesaid exhibiting their respective Courses, extent and width. And also what grounds ought to be retained or procured by the Common Council for military parades pleasure grounds or other public uses or for ornamenting the City in its future growth and extension. To the end that the Common Council may adopt the same for their future government and for the direction of individuals in laying out and disposing of the property.

Resolved that the Counsel of the Board be requested to give his advice and instructions to the Street Commissioner in relation to the aforegoing matters, and how far Legislative aid, or interference may be necessary in the accomplishment thereof and in drafting the neces-

sary petitions and acts to be presented to the Legislature relative thereto.

Resolved that the Street Commissioner from time to time and as expeditiously as possible report to the Common Council all [271] such streets to the southward and westward of what shall be comprehended in the aforegoing resolution as may have been opened or laid out without the approbation of the Mayor Aldermen and Commonalty of the City of New York in Common Council convened and as in his opinion ought to be shut up, and whether there are any buildings adjoining to such streets, any, or either of them which in his opinion ought to be removed and paid for as the Law directs. And that such reports be accompanied with diagrams or surveys if necessary to illustrate the same.

To the end that the Common Council may pass the requisite ordinances touching the premises comprehended in the last resolution

Resolved that the Street Commissioner report from time to time and as expeditiously as possible to the Common Council all such streets within this City and particularly within the parts thereof more thickly inhabited as are or may be susceptible of improvements by straightening widening, or being extended or any or either of them by means of having new buildings to be erected adjoining such streets hereafter placed on different lines, or in other positions than the buildings at present adjoining such streets are, and to accompany such report or reports with diagrams or surveys to illustrate such reports and show the nature manner and extent of such improvements.

To the end that the Common Council may [272] pass the requisite ordinances or bye laws to carry the same into effect and for the information and government of the individuals concerned therein or to be affected thereby, in pursuance of the powers vested in the Mayor Aldermen and Commonalty of the City of New york by the first section of the Act of the Legislature for regulating the Buildings Streets wharves and slips in the City of New York passed the 3^{d} of April 1801

Resolved that hereafter whenever an estimate and assessment is to be made of the expences of pitching and paving any of the Streets of this City the five disinterested freeholders to be appointed for that purpose shall be if possible persons who from their professions or employments in life shall be acquainted with the cost and value of good materials and workmanship to do the same and they shall be required to make such estimate and assessment on that basis and not from the sum at which any individual may offer to undertake to complete the work

[273] And that where digging out or filling in is also necessary as well as paving they may estimate the expence thereof either on the basis of their own knowledge of the value or cost thereof, or from ascertaining the lowest sum at which any suitable person will contract to do the same.

And if it shall be found necessary the estimate for paving and for digging out and filling in may be made separate but added together to enable them to make the assessments.

To the end, that the Common Council may contract with proper persons to do the paving and cause the same to be done with good materials and the work faithfully executed

Ordered that Alderman De la Montagnie Mr Riggs and Mr Bogardus be appointed a Committee to draft and report an ordinance to carry the said resolution into effect

Resolved that application be made to Joseph F Mangin for the field book which by his contract he was to furnish to the Common Council with the map of the City made by him And that he be required to insert as far as is practicable on the large map made for and furnished to the Common Council the descriptions and specifications which he contracted to do by his agreement with the Mayor Aldermen and Commonalty of the 11th of December 1797.

[274] Resolved that the Street Commissioner be furnished with a copy of and be requested to carry into effect the aforegoing resolution without delay and to report to the Common Council the result

Resolved that in future and to prevent the City of New York from being burthened unnecessarily and improperly with the maintenance of poor persons it shall be the duty of two of the Magistrates of this City to attend at the Alms house at least one day or a reasonable part of a day in every week to take the examination of persons there supported as Paupers with a view to discover whether they have gained a residence here and so ought to be supported by this City or whether they do not belong to some other County of this State, or some other State and in that case to have them removed to the proper place as Law and Justice may require

And that the said Service be performed in rotation or by turns to be arranged among the Magistrates as they shall agree from time to time

And that it be the duty of the Superintendant [275] of the Alms house to aid and assist in preparing and taking such examinations and executing the orders to be made thereupon as shall be consistent with his office

Resolved that Thomas Mitchell the present Assistant doorkeeper to the Common Council be discharged and paid his compensation till the expiration of his present month.

Resolved further that the sum of Twenty Dollars a month be hereafter allowed to Mr Skaats who attends the Common Council in addition to his present salary to enable him to hire a suitable assistant to attend the Common Council, and take care of the City hall. And that the said allowance be made so long as such suitable assistant shall be hired and employed by him as aforesaid, and no longer.

Alderman Morton
De la Montagnie } were appointed a Standing Watch Committee
and Brasher

John Taylor
James Gordon
James Britton
William Delamater } Were appointed substitutes to Captain Rockwells Company of Watch
John Carney
John Cough, &
Benjamin Hill

[276] Ephraim Jennings
Lewis Gordon
Timothy Clark } were appointed Substitutes to Captain Beekmans Company
Aaron Sherwood and
Noah Parlow

Ordered that the names of all persons hereafter recommended as watchmen be referred to the Watch Committee to consider and report their qualifications to the Board

Captain Beekman's recommendation of Lewis Guest as an Assistant to his Watch Company was referred to the Watch Committee

Ordered that the Street Commissioner be directed to report an Ordinance at the next meeting for digging out Elizabeth Street from Hester to Grand Street.

Ordered that all grants hereafter Ordered to be made by the board be presented to the Counsel of the board for his examination and that upon his reporting in favour of the same, that the Mayor shall thereupon be authorized to affix the public seal thereto.

[277] Alderman Van Zandt
Mr Fish
Mr Riggs. &
The Street Commissioner } Were appointed a Committee to determine upon the propriety of ordering a new map to be made of the ground bordering on the East & North rivers, of laying out Streets, and regulating the permanent line of the same

An application of the Treasurer of the Society for the relief of poor widows with small children requesting that the Managers of the

Lottery for their benefit may be authorized by this board to advance them $1600 in part of the monies to be raised thereby being received. Ordered that the same be granted and the managers of the said Lottery authorized to pay such sum accordingly

Alderman Morton, Mr Le Roy, Mr Riggs & the Comptroller — Were appointed a Committee to draft a petition to the Legislature for the purpose of raising monies for public purposes either by tax or otherwise as may be deemed most expedient

Ordered that the Street Commissioner be [278] directed to report what improvements are necessary to be made to the road leading along Greenwich Street to the State Prison

Ordered that the Mayor issue Warrants on the Treasurer to pay the following sums, to wit

Isd Warrts			
Nos 688.	John Oothout Exr of Cornelius Clopper deceased for one years interest on a bond from the Corporation to his Testator		$187.50
689	James Delafield & Geo: J Warner for assessing 7th ward		209.76
690	Magnus Beekman for City Watch		147.70
691.	Nathan H Rockwell	do	147.70
692.	Charles Van Orden	do	118.30
693.	William Van Wart	Do	177.10
694.	Jacob Hays	Do	118.30
695	Nicholas Lawrence	Do	177.10

[279] In Common Council, January 6, 1804

Present Dewitt Clinton Esquire Mayor
John B Prevost Esquire Recorder

Esquires Aldermen: John Bogert, Wynant Van Zandt Junr, George Janeway, John P Ritter, Jacob De la Montagnie, Philip Brasher, Jacob Morton, Jacob Harsen

Assistants: Andrew Morris, Joseph Board, Robert Bogardus, Clarkson Crolius, James Striker, Jacob Le Roy, John Beekman, Whitehead Fish, Caleb S Riggs

Alderman Bogert, Mr Crolius & Mr Board — Were appointed a standing Committee of public repairs

The following ordinance passed the board to wit;

[280] A Law. for the more effectual prevention of Nuisances.

Be it ordained by the Mayor, Aldermen and Commonalty of the City of New York in Common Council convened that the Common

Council shall and will nominate and appoint two persons to each of the following wards of the said City to wit, the first, second, third. fourth, fifth, sixth and seventh wards to be Inspectors of Lots in the said City for the said wards respectively according to the Statute in such case made and provided to hold their offices during the pleasure of the said Council, And that it shall be the duty of the said Inspectors for each of the said wards to visit and examine from time to time all dwelling houses stores or other buildings, cellars, vaults, yards, privies, water courses, and other objects, and all streets, drains, common sewers, docks and slips in their respective wards, And also to provide suitable books in which shall be regularly entered a list of the Common Sewers Docks and Slips and the name of every Street and the number [281] of every house, store or building in each ward respectively, also the names of the several occupants and owner or owners of, and the number of persons residing in each tenement with a correct description of the several premises and of their state and condition in respect to nuisances and the measures proper to be pursued as well for the removal of such nuisances as may exist as for the prevention of those which may become likely to happen

And be it further Ordained that it shall also be the duty of the said Inspectors at least once in every week to lay the said books before the Common Council and to make report from time to time of such nuisances existing or apprehended as may in their judgment call for immediate correction, and that each of the said Inspectors shall be entitled to receive as a compensation for his services the sum of Three Dollars and Fifty Cents for each day that he shall be employed in executing the duties enjoined upon him by this Law.

And be it further ordained that if any person shall obstruct the said Inspectors of Lots, any or either of them in the performance of any of the duties of their office, or if any person or persons shall refuse or neglect [282] on request to permit the said Inspectors any or either of them to have access to any building, cellar, lot, or place in his or their occupation in order to inspect and report the same as aforesaid every of the said persons so offending shall forfeit the sum of Fifty Dollars to be recovered in the name of the Mayor, Aldermen and Commonalty of the City of New York with costs of suit in any Court having cognizance thereof.

[283] In Common Council, January 9th 1804

Present Dewitt Clinton Esquire Mayor
John B Prevost Esquire Recorder

Jacob Morton	Esquires Aldermen	Andrew Morris
Mangle Minthorne		Clarkson Crolius
Wynant Van Zandt Junr		James Striker
George Janeway		Jacob Le Roy
Jacob Harsen		Caleb S Riggs
John P Ritter		John Beekman
Philip Brasher		Whitehead Fish
Jacob De la Montagnie		Robert Bogardus
		Joseph Board

Assistants

A memorial was received from Willet Seaman, Ezekiel Robins and John Murray junior in behalf of the New york Society for promoting the manumission of slaves soliciting a discontinuance of the practice of confining slaves not charged with criminal offences in the Bridewell of this City a motion being made to refer such memorial to a select Committee, and a division thereupon being called by Alderman Brasher the same was negatived as follows, to wit.

Affirmative	[284] Negative	
Alderman Harsen	The Recorder	Mr Morris
Brasher	Alderman Morton	Striker
De la Montagnie	Minthorne	Le Roy
Mr Crolius	Van Zandt	Riggs.
	Janeway	
	Ritter	

The City Treasurer having presented a report of the balance of intestate estates remaining in his hands Ordered that the same be carried to the credit of the Corporation

Ordered that a Committee be appointed to report what amendments are necessary to be made in the act of the Legislature of this State entitled "an Act relative to the court of probates and granting administration" so far as the same respects the rights and interests of this Corporation. The Recorder, Alderman Morton and Mr Riggs were appointed to compose the said Committee

John Hatfield, Mason of Barley Street and Nicholas Davoe Cartman of Brannon Street were appointed Fireman to Company No 27 in the place of Francis Pasman and Abraham Riker resigned.

William I Van Wagenen grocer No 1 Coenties Slip, and Nathaniel Wells grocer No 10 Front Street were appointed Firemen to Company No 11 in the room of Abraham Martling and Taylor Willett expelled.

[285] The following ordinance passed the board, to wit,

An ordinance to regulate the
manner of making assessments of the expences
of paving streets, and for other purposes.

Be it Ordained by the Mayor, Aldermen and Commonalty of the City of New York in Common Council convened that whenever an estimate and assessment are hereafter to be made of the expences of pitching and paving any Street in the City of New York the Five freeholders to be appointed for making such estimate and assessment shall if practicable be selected from the Master Masons or Bricklayers being freeholders, or other persons being freeholders who from their trades or situations shall be presumed able to make such estimate of the expences of paving from their own knowledge of suitable materials and good workmanship and they shall be required to make such estimate accordingly.

And be it further ordained that in making every such estimate the said Freeholders shall have regard to the directions of the fourth section of the ordinance entitled "A law for the appointment of a Street Commissioner and to regulate the paving and keeping in repair and to prevent obstructions in the Streets of the City of New York"

And be it further ordained that when digging out, or filling in a Street so to be paved shall be necessary, that the said Freeholders may make the estimate of the expences thereof either on their own knowledge of the value thereof or on proposals to be made by any suitable and competent person for that purpose.

And be it further ordained that it shall be the duty of such Freeholders to make the estimate for digging out or filling in the Street as may be necessary, and the [286] Estimate for paving the same, distinct in such manner that the expences of each may be known but that they be added together to form the whole sum to be assessed as the law requires on those chargeable therewith.

And be it further ordained that the said Freeholders shall be allowed, as a compensation for their services the sum of One dollar and fifty cents for every day they shall be engaged therein.

And be it further ordained that the Common Council will from time to time contract with some person or persons of competent skill and responsibility to do all the paving hereafter to be done in the City of New York where the estimates of the expences thereof shall be made in pursuance of this ordinance upon the best terms that can

be obtained so as to ensure the faithful performance of the work and the employment of the best materials.

And be it further ordained that it shall be the duty of the Street Commissioner to supervise the paving of the Streets so to be agreed for, and to cause the same to be well and faithfully executed for the public benefit.

And be it further Ordained that the Common Council will also from time to time contract with some competent person or persons to dig out and fill in all streets so to be paved And that it shall be the duty of the Street [287] Commissioner to see such contracts faithfully executed on the part of the undertakers respectively

The board proceeded to ballot for Inspectors of Lots in pursuance of the ordinance for that purpose passed at the last meeting. Upon counting the ballots it appeared that the following persons were appointed Inspectors in the respective wards—to wit

For the 1st ward	John Oothout Thomas Storm	4th ward	Archibald Kerly Andrew Raymond
2nd ward	Elias Nexsen Benjamin Strong	5th ward	Simon Fleet Gerard Steddiford
3d ward	George Stanton George Gosman	6th ward	Peter Van Zandt John Pintard
7th ward	William Thurston Charles Brown		

Ordered that the Clerk prepare and furnish to each of the said Inspectors a regular commission for their appointment under the seal of the board together with a copy of the ordinance and of the report of the Committee on the subject And that Mr James Hardie be directed to prepare and furnish to them the necessary books required to be kept by the said Ordinance

[288] Resolved, that an ordinance pass for regulating Elizabeth and Mott Streets from Hester to Grand Street, and that Smith Hicks, Richard Berrian, James Pell, Benjamin Thurston and Abraham Van Gelder be appointed assessors for the same.

An ordinance for the better accommodation of the market boats coming to Catharine Market being presented to the board. Ordered that the same be referred to the Aldermen and Assistants of the fourth and Seventh wards.

John Devore was appointed an Inspector of Wood at Beekmans Slip, and

Thomas Hunt was appointed an additional Inspector of Wood within the district of William Crum.

Alderman Morton, Mr Crolius & Mr Morris } Were appointed a committee to enquire and report whether any vacancies exist in the office of Inspector of Wood.

Alderman Morton, Mr Fish & the Comptroller } Were appointed a Committee to enquire and report whether it would be proper to enlarge the term of the Leases for the Common Lands

[289] The following Watchmen, and substitutes were appointed to Captain Beekmans Company—to wit

Standing men	Standing men
Lewis Guest.	Henry Bird
Peter Peterson	Thomas P Brower
Barzillai Ransom	Francis McCulle
Joseph Parker.	Isaac Bice
Peter Lott	Garret Nostrandt
Samuel Hyler	Abraham Deforest
Henry Leak	John Vallance
Barent Van horn	Daniel Fargo
Isaac Rykeman	Richard Smith
Arthur Miller	Isaac Tuckerman
Matthew Colyer	Isaac Deremer
Abraham Deremer	John Lupton
John Allen	William Wiggins
	Stephen Olney
	James Smith
Substitutes	
George Mount	Timothy Clark
Ephraim Ginings	Aaron Sherwood
Lewis Gordon	Noah Parlow

[290] In Common Council, January 13th 1804

Present Dewitt Clinton Esquire Mayor

Wynant Van Zandt Jr	Esquires Aldermen	Andrew Morris — Assistants
John Bogert		James Striker
Jacob Morton		Joseph Board
George Janeway		Whitehead Fish
Jacob De la Montagnie		Robert Bogardus
Philip Brasher		Clarkson Crolius
Jacob Harsen		Caleb S Riggs
John P Ritter		

The lists of Jurors taken in the different wards of this City being presented to the board Resolved that the books containing the returns of names for Jurors be referred to a committee of three to examine and report thereon to the board expunging or leaving out of Such Lists the names of all persons who shall appear from the said

book or which shall otherwise be known not to possess legal qualifications or be privileged from serving [291] as Jurors, and in respect to the names of all other persons returned that they report such in particular as may have legal qualifications in other respects but who may not be of sufficient ability, and understanding that the Common Council may decide thereon respectively

Alderman Morton
Brasher &
De la Montagnie
} Were appointed the said Committee

The petition of George Ireland for the remission of a penalty for erecting a Lime House in Robinson Street, and that the same may be permitted to stand until the lime therein shall be consumed, having been received was ordered to lie on the table

A petition of Samuel Piercy for a Butchers stall was referred to the Market Committee

A petition of John White to be appointed Assistant to Captain Beekmans watch company was referred to the Watch Committee

The Committee appointed to examine whether there are any vacancies in the Office of Inspector of wood having reported that there are none at present, Alderman Morton Alderman Bogert, Mr Crolius, and Mr Morris were appointed a Committee to draft an Ordinance for regulating the office of Wood Inspector, and for dividing the City into proper and convenient districts for that purpose

Alderman Morton
Ald: De la Montagnie
& Mr Morris
} Were appointed a Committee to prepare and report a [292] Petition to the Legislature for extending the Lamp district

Ordered that the Comptroller be requested to report the state of facts respecting the manner in which the windows of David F Launy became broken, and whether the same was in consequence of firing Cannon on laying the corner stone of the new City hall so as to entitle him to a compensation from this board.

[293] In Common Council, January 16, 1804

Present Dewitt Clinton Esquire, Mayor
John B Prevost Esquire, Recorder

Esquires Aldermen	Assistants
Jacob De la Montagnie	Clarkson Crolius
John P Ritter	Jacob Le Roy
Philip Brasher	Caleb S Riggs
Mangle Minthorne	Joseph Board
John Bogert	John Beekman
Jacob Morton	James Striker
Wynant Van Zandt Jr	Andrew Morris
George Janeway	Whitehead Fish
Jacob Harsen	Robert Bogardus

A petition of Mary Barclay for the renewal of a lease at the corner of Water Street and Peck Slip A petition of Anthony Smith for the lease of a Lot of ground. An application of John Furman to hire the upper part of the watch house near the City hall, and an application of Oliver H. Hicks to know the terms upon which the corporation will lease their House at Brooklyn were severally received and referred to the Comptroller.

[294] A petition of Samuel Walker for the office of Inspector of Wood was received, and ordered to lie on the Table.

Henry Watkeys of No 19 Nassau Street, Tallow chandler was appointed a Fireman to Company N° 24 in the room of David Dunham resigned.

William Clarke N° 23. Cheapside Street Rigger was appointed a Fireman to Company N° 22 in the room of Peter Degroat resigned

The following resolution of the Manhattan Company, being received, to wit "By the President and Directors of the Manhattan Company. January 12th 1804. Resolved, that Mr Coles, Mr Bowne and Mr Fairlie, be a Committee, to confer with a Committee, to be appointed on the part of the Common Council on the subject of the report of the reviewers appointed by Mr Justice Kent, to estimate the damages sustained by the laying of the conduit pipes of the Company. a true copy. Henry Remsen. Cashr M/C. The Recorder moved that a Committee be appointed on the part of this board to confer with the Committee of the Manhattan Company A division being called upon the said motion [295] by Alderman Van Zandt, the same was negatived as follows, to wit

Affirmative		Negative	
The Recorder		Alderman Brasher	Mr Le Roy
Alderman De la Montagnie		Minthorne	Riggs
Ritter		Morton	Beekman
Bogert		Van Zandt	Striker
Mr Board			Morris

The following resolution being proposed by the Recorder, to wit, Resolved that the Mayor issue his Warrant in favor of Dr Buchanan for $196 for services rendered during the prevalence of the late Epidemic, as one of the Physicians attending the poor of this City" and having called a division thereupon, the votes on each side were equal as follows,

Affirmative	
The Recorder	Mr Le Roy
Alderman Bogert	Board
Morton	Beekman
Janeway	Fish

[296]

Negative	
Alderman De la Montagnie	Mr Riggs
Ritter	Striker
Brasher	Morris
Minthorne	
Van Zandt	

Whereupon the Mayor gave his casting vote in the affirmative. Alderman Van Zandt gave notice of his intention to move a reconsideration at the next meeting.

Ordered that the attorney of the board. be directed to suspend proceedings for procuring the ground necessary to widen Cliff Street for the space of four weeks

The following report was received from the Comptroller to wit.

"The Comptroller takes the liberty to state, that some time since he informed the Corporation that three of the leases at Peck slip will expire on the first of May 1804. That the Lessees were desirous to be informed of the conditions of the renewal of their leases, that they might provide themselves with other situations if the conditions were not acceptable to them. This subject was postponed at the time with instructions to me. to endeavour to purchase the lot in the [297] rear of the Corporation ground that belonged to the estate of Mr Farmer with a view to extend the Corporation Lots to a greater depth which are now only 23 feet. I have made enquiry about the purchase, and find that it is an undivided estate and belongs to four heirs, that one of the heirs is under age and a considerable part of the Lot is under lease to different persons until 1810. I should recommend a renewal

of these Leases of the Lots for 21 years at about $120 Dollars each per year, that after the Minor comes of age which I understand, is about two years if the Lot could then be purchased at a fair price that part of it contiguous to these Lots could be leased to the persons who will take these Lots perhaps to equal advantage.

Jan^{y} 16, 1803. Selah Strong

Ordered that the said report be confirmed, and that the Comptroller be authorized to make out leases agreeably thereto, and likewise, that he be requested to ascertain and report, upon what terms the Lot of ground mentioned therein can be purchased.

The Committee appointed to consider. and report whether it would be proper to extend the Leases to the purchasers of the Common Lands. reported as follows to wit "That in the year 1796. the Corporation ordered a sale of part of their Common Lands, the condition of sale was, that each purchaser should be entitled to the Lease of the adjoining Lot for 21 years at the price of £4. on the middle road and £6. per annum on the post road. These Leases [298] have none of them been executed, and many of the Lots remain uncultivated owing principally to the shortness of the unexpired term. As it is desirable that all vacant ground in the vicinity of the City should be under improvement, and in a state of cultivation both for use, ornament, and health, and, for the encouragement of the purchasers to improve the leased Lots, your Committee are of opinion it would be proper to extend the Leases. In conformity to that opinion they take the liberty to offer the following resolution

Resolved that, all purchasers of Lots in the Commons shall be entitled to the adjoining Lots upon a lease of twenty one years from the first of May 1802 at the rates heretofore established, upon condition of their paying the rents from the time of sale.

All which is respectfully Submitted.

Jan^{y} 13, 1803. Jacob Morton
W. Fish.

Ordered that the said report be confirmed and that the resolution thereby recommended pass the board accordingly

The following resolution having been [299] moved by Alderman De la Montagnie, to wit

" Whereas it appears by a resolution of this board, dated 16 May last, that the Chamberlain of this City is directed to keep all the money of the Mayor, aldermen and Commonalty of the City of New York in the Bank of New York, and not elsewhere, And whereas, the

Mayor Aldermen and Commonalty of this City own one twentieth part of the stock of the Manhattan Company in this City. And whereas a transfer of the Deposits of the money of the said Mayor, Aldermen and Commonalty from the Bank of New york to the Bank of the said Manhattan Company will much enhance the dividends of the said Company, and consequently increase the revenue of the said Mayor, Aldermen and Commonalty It is therefore resolved that the Chamberlain of this City be and he hereby is directed to keep all the money of the said Mayor Aldermen and Commonalty in the Bank of the Manhattan Company and not elsewhere And that the account to be kept by the Chamberlain with the said Bank of such monies be kept in the name of the Chamberlain with the addition of his office, And all checks or drafts drawn by him on the said Bank for any of the said monies be signed with his name and addition of his said office"

And a division thereof called by him passed in the negative as follows

[300] Affirmative.

The	Recorder	Mr	Crolius
Alderman	De la Montagnie		Board
	Minthorne		Beekman
	Janeway		Fish.

Negative

Alderman	Ritter	Mr	Riggs
	Brasher		Striker
	Bogert		Morton
	Morton		Bogardus.
	Van Zandt		
	Harsen		

An application was received from Ward, and Gould, printers, to be employed in the printing business of the Corporation Ordered that the Comptroller be requested, to confer, with them, and ascertain the terms upon which they will undertake the same.

Alderman Van Zandt having mentioned to the board that Gerard Steddiford declines to accept the office of Inspector of Lots in [301] the fifth ward, the board proceeded to ballot for another person in his stead, upon counting the ballots. Joshua Barker appeared to have the majority of votes, and was accordingly appointed an Inspector of Lots in the said ward.

The appointment of John Pintard as Inspector of Lots being vacated on account of his absence from town, the board proceeded to ballot in like manner and John Crolius junior having the majority was appointed Inspector of Lots in the Sixth ward

Resolved that the Chamberlain of the City of New York be and he is hereby authorized to receive the dividends already declared and now payable on so much of the stock of the Manhattan company as is owned by the Mayor Aldermen and Commonalty of the City of New York. And that the seal be fixed to a copy of this resolution and the same furnished to the City Chamberlain as the evidence of his authorization to receive the said dividends.

The following resolution being moved by Mr Riggs to wit Resolved that a Committee be appointed to enquire and report to this board on the expediency of selling the stock of the Mayor Aldermen and Commonalty of the City of New York in the Manhattan Company And that this appointment be kept secret, [302] Alderman De la Montagnie called a division thereupon and the same passed in the negative as follows.

Affirmative

Alderman	Ritter	Mr	Riggs
	Morton		Striker
	Van Zandt		Fish
	Harsen		

Negative

Alderman	De la Montagnie	Mr	Crolius
	Brasher		Board
	Minthorne		Beekman
	Bogert		Morris
	Janeway		Bogardus.

John White was appointed assistant to Captain Beekmans Company of Watchmen

Ordered that the Lamp Committee be directed to report the expediency of placing Lamps not exceeding 6 in number opposite the causeway [303] in the upper part of Greenwich road.

The Comptroller presented a new standard scale beam to the board Ordered that he be authorized to purchase the same upon the best terms on which the same can be obtained

The following resolutions were proposed by Mr Riggs to wit,

Resolved that application ought to be made by the Common Council to the Legislature at the ensuing Session thereof, for an Act empowering them to appoint their own Clerk, and to make him such compensation as may be from time to time thought just.

Resolved that until such power be granted by the Legislature to the Common Council, they will not hereafter pay or allow to the

person who may act as their Clerk any compensation for his services in that capacity.

The consideration thereof was postponed.

Ordered that the Mayor issue his Warrants on the Treasurer to pay.

The American Citizen for printing blanks	$25.81
Thos Mitchell. 2 Mos Salary as Ast Doorkeeper	40.
Charles Van Orden extra pay of City Watch	253.80
Jacob Hays do	253.80
Magnus Beekman for City Watch	147.70
Nathan H Rockwell do	147.70
Nicholas Lawrence Do	178.36
William Van Wart Do	178.36
[304] Jacob Hays do	119.56
Magnus Beekman—extra pay of City Watch	307.80
Charles Van Orden—City Watch	119.56
William Van Wart—extra pay City Watch	387.
Nicholas Lawrence— do	387.
Nathan H Rockwell— do	307.80
Jacob De la Montagnie Esqr a quarters salary as Spel Justice	187.50
Theophilus Beekman Esqr do	187.50
Bernard Oblenis—a quarters salary as Clk to do	250.
Jacob Hays & Jno Farrington. taking Jury list in 7th ward	72.
Richard Ellis do in 3d ward	25.
James Tylee & Leonard Fisher do in 4th ward	108.62
Burnton & Darling—for blank books for Inspectors of Lots	61.75
Jno T. Banta & Jno P Groshen for taking Jury lists in 5th & 6th wards	$56.
David King for beer	$33.87
Selah Strong Money paid for copying tax books	$192.37
Jno Murphy for officers attending Cha[r]ter Election & Scrutiny	$21.

[305] In Common Council, January 23d 1804

Present John B Prevost Esquire, Recorder

Philip Brasher	Esquires Aldermen	Jacob Le Roy	Assistants
John P Ritter		Andrew Morris	
George Janeway		Clarkson Crolius	
Jacob De la Montagnie		Caleb S Riggs	
Wynant Van Zandt Jr		Robert Bogardus	
Mangle Minthorne		Whitehead Fish.	
Jacob Harsen			
Jacob Morton.			

A petition of fire company No 4 praying an increase of their members was received and referred to the Chief Engineer

A petition of Casper Meier and others for the relinquishment of the interest of this board in 63 barrels of flour seized by the Inspector

on account of an attempt to ship the same without being reinspected the petitioners pleading ignorance of the Law was received and the prayer thereof granted Mr Riggs gave notice of his intention to move for a reconsideration

[306] A report of Captain Hays of the watch, stating that he has suspended James Van Houten one of his watchmen on account of inebriety and recommending David Demarest to be appointed in his room was received and referred to the watch Committee

An application of the Comptroller to purchase or lease a lot of ground in the Commons was received and Aldermen Brasher, Bogert, and Ritter appointed a Committee to confer with him respecting the same.

An assessment, for regulating the upper part of Broadway was presented to the board and recommitted to the assesors to examine the same.

The following report being received from the Comptroller to wit "The Comptroller to whom was referred the petition of Oliver H. Hicks for the lease of the Ferry house at Brooklyn. Reports. That the Corporation property at Brooklyn was leased to David Ross for three years from May 1799 at £200 per annum. That his lease expired in May 1802. That he continued in [307] possession until May last, when he removed to New york and left the house in possession of Benjamin Smith who now occupies it. The House appears to be out of order and the ensuing year will want considerable repairs. it is believed it will be to the interest of the Corporation to lease the house to Mr Hicks for the term of seven years for a sum not less than £200 per annum, he paying all taxes and making all necessary repairs and restoring it at the end of the term in good condition.

All which is respectfully submitted

January 23, 1804 Selah Strong

Ordered that the said report be confirmed and that the Comptroller be authorized to lease the premises to Mr Hicks accordingly.

The draft of a petition to the Legislature to reconvey to this board a piece of ground being part of the Commons and situate near the junction of the Post and Bloomingdale roads which had been granted to the State for the purpose of erecting buildings thereon for the reception of arms and military stores and has never been applied to that use, Ordered that the same be approved, the seal of the board affixed thereto, and that the same be transmitted to the Legislature

Ordered that the Comptroller be directed to apply to the Legisla-

ture for the payment of the sum of $3000 expended by this board for the Marine Hospital.

[308] The Inspectors of Lots in the second ward reported that there is a long vault or cellar about 80 feet in length, and five or six feet wide in the yard of the Lot N° 186 Pearl Street which is in a state of nuisance and recommending that an ordinance pass for filling up the same with good and wholesome earth, and to raise the cellar from six to twelve inches and laying upon the same a good plank floor. Ordered that the said report be confirmed, and that an Ordinance pass this board accordingly and that a copy thereof be served upon the occupant of the said Lot without delay.

A draft of a Law respecting the grant of administration to intestate Estates in the City of New york being presented by the Committee lately appointed on that Subject, Ordered that it be recommitted to them for further consideration and amendment

The following report was received and the resolution thereby recommended passed to wit.

The Committee to whom was referred [309] the petition of Isaac Clason, on the subject of Charlotte Slip beg leave to report. This Slip is at present in a rude and unfinished state, the only improvement toward forming the slip has been made by Mr Clason who has run out into the river on the east side a pier of 120 feet in length and it remains in its original state on the west side, at the head it will be necessary to erect a bulkhead across to form the Street. Its present state is a perfect nuisance

From the best information the Committee have obtained it appears that the Lessee of Slips has scarcely in one instance allowed Charlotte Slip to be occupied agreeably to the ordinances of this Board, on the contrary it has been constantly used as a Lumber yard and for heaving down ships and other vessels and as such has been rented to a Mr Blossom. From its imperfect state the Committee cannot consider it a slip within the meaning of the ordinance. Mr Clason has at a considerable expence erected a pier on his side to the extent of $120 feet into the river when the proprietors on the opposite side have been at no expence whatever and at the same time enjoying advantages from the indulgences granted them by this board. In this respect Mr Clason has superior claims."

Wynant Van Zandt Jr
Robert Bogardus.

[310] It was thereupon resolved that the proprietors on the west side of Charlotte Slip as soon as the season of the year will admit be

compelled to run out into the river a pier so as to make the west side of the said slip and that a Bulk head be run across the same to form the Street

Charles Brown one of the Inspectors of Lots in the Seventh ward presented his resignation and the same was accepted. The board proceed[ed] to ballot for another person in his stead and Jonathan A Pell was appointed.

A motion being made for a renewal of the lease to Jedediah Waterman according to the Comptrollers report of the 27th of June last. the same was rejected Mr Bogardus gave notice of his intention to move a reconsideration at the next meeting

The Recorder communicated information to the Board that at a meeting of the President and Directors of the Manhattan Company he moved a resolution as follows to wit

"Resolved that the President be directed to pay $6800 the amount reported as a compensation to the Corporation of this [311] City for injuries done to the Streets by laying of the conduit pipes of the company" but that the said resolution was rejected.

In Common Council. January 30. 1804

Present, Dewitt Clinton Esquire. Mayor
John B Prevost Esquire. Recorder

Jacob De la Montagnie	Esquires Aldermen	Clarkson Crolius	Assistants
John P Ritter		Caleb S Riggs	
Philip Brasher		James Striker	
Wynant Van Zandt Jr		John Beekman	
George Janeway		Jacob Le Roy	
Jacob Harsen		Joseph Board	
Jacob Morton		Andrew Morris	
		Robert Bogardus	

Thomas Tom having resigned his appointment of Firewarden in the Second ward, Ordered that John Tom be and he is hereby appointed in his stead.

[312] The draft of a petition, and act for making amendments to the "act relative to the court of Probates. the office of Surrogate and the granting of administrations" passed the 27th March 1801 being presented to the board ordered that the same be approved and forwarded to the Legislature

The draft of a petition and act to enable this board to raise monies by tax to defray the contingent and other expences of this City being

received and approved Ordered that the same be transmitted to the Legislature

The draft of a petition to the Legislature respecting the wharves, piers and slips of this City accompanied by the draft of an act to extend the rights and privileges of this board with respect to piers and Slips. and also to prevent Tavern and Grocers Licences from being handed to the same person was presented to the board. Ordered that the same be approved and transmitted to the Legislature. Mr Bogardus gave notice of his intention to move a reconsideration, so far, as respects Tavern & Grocers Licences.

*Ordered that the Comptroller be requested to confer with the proprietors of the Houses which obstruct Chamber and Warren Streets and ascertain the lowest Sum they are willing to [313] accept for their interest in the same and report thereon to this board.

Ordered that the Clerk make an affidavit of the Service of Papers upon the Manhattan Company respecting the application to the Supreme Court to compensate the injury sustained by laying the conduit pipes of that Company through the public streets

The following report of the Street Commissioner being received to wit

"The Street Commissioner to whom was referred the petition of John Youle and others praying that Cherry Street may be opened to Montgomery Street has the Honor to report

That a regulation for Cherry Street was adopted by the Common Council on the 11th July 1796, and conformably thereto the Street has been dug out as far as Montgomery Street, except for the distance of about 200 feet between this Street and Clinton Street, as public convenience requires that this part of the Street Should be dug out, the Street Commissioner begs leave to recommend the following Ordinance.

Be it Ordained by the Mayor, Aldermen and Commonalty of the City of New york in Common Council convened this 30th day of January 1804 That the proprietors of Lots on Cherry Street between Clinton and Montgomery Streets do respectively at their own expence cause the said Street to be dug out and regulated conformably to a regulation made [314] thereof and adopted by this board on the 11th day of July 1796.

And be it further ordained by the authority aforesaid that the said Proprietors do cause the said Street to be dug out, and regulated as aforesaid on or before the first day of May next under the penalty

* Marginal note reads *See. P. 247. 613.*—ED.

of One hundred Dollars upon each and every of the said Proprietors making default herein.

All which is respectfully submitted

Joseph Browne

Jan^{y} 30. 1804 S^{t} Com^{r}

Ordered that the same be confirmed and that the Ordinance thereby recommended pass accordingly

"The Street Commissioner to whom was referred the petition of Samuel Bradhurst in behalf of himself and others proprietors of Harlaem Commons stating that the said proprietors have it in contemplation to divide the Commons into small allotments, and therefore praying that the Public Highways through the same should be run in as straight lines as the ground will admit of.

Reported,

That having surveyed, the Highways in question, the Street Commissioner. [315] is of opinion, that the same may be considerably shortened and improved, and therefore begs leave to recommend that the following regulations be adopted, to wit. Beginning on the road that leads to Hellgate Ferry at the distance of 7 chains and 25 links west from the East boundary line of Haerlem Commons, at which point the present great post road to the City should be made to intersect; that from this point the post road should be extended northwardly paralel with the said boundary line until it intersects the post road near the Seven mile stone.

That the Bloomingdale road should begin at the place where the new road will intersect the old one, and from thence be extended westwardly until it intersects the present Bloomingdale road at a place about three chains east from the boundary line between the New york and Harlaem Commons

And the Street Commissioner begs leave to recommend that the post road should be of the width of 100 feet and that the Bloomingdale road should be of the width of 66 feet

All which is respectfully submitted

Jan^{y} 30th 1804 Joseph Browne

S^{t} Com^{r}

Ordered that the same be confirmed and that the regulations thereby recommended be adopted.

The Committee to whom it was referred to examine [316] and report respecting the state of the public property in this City near the

battery having reported upon that subject Ordered that the said report be recommitted to the same Committee with instructions that they prepare and report the draft of a petition to the Legislature on the part of this board to lease the whole of the said property including the Government House in perpetuity.

The following ordinance passed the board to wit,

An Ordinance relative to Catherine Market Slip

Be it ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council convened that the easterly part of Catherine Slip shall be and remain for the use of the Ferry and market boats and that no Sloop, boat, or other vessel of any description whatsoever (except the Ferry and market boats) shall lay within Catherine Slip on the east side of a line to be drawn through the middle of the said Slip under the penalty of ten dollars for every offence.

And be it further Ordained that if [317] any person or persons having the charge or care of any vessel not permitted by this ordinance to lay within the easterly part of the said slip shall refuse or neglect to remove the same after being requested so to do he or they shall for every day the said vessel shall lay within the same forfeit the sum of ten dollars

A petition from Abijah Arden concerning a Canal cut near his lots of ground in Elizabeth Street was received and referred to the Street Commissioner

The petition of Edward Gilbert for relief from a penalty incurred by reason of a breach of the Dog law was referred to the Attorney of the board

Ebenezer Knapp Shoemaker N° 91 Harman Street was appointed a Fireman to Company N° 2 instead of Peter Parks resigned

Stephen B Young of the first ward Cabinet maker was appointed a Fireman to Company N° 24 in the place of Jeremiah F Randolph resigned

Ordered that the Comptroller be authorized to renew the lease from this board to Jedediah Waterman for the term of twenty one years from the expiration of his present lease at the annual rent of Two hundred Dollars from the 1st of May 1806.

[318] Alderman Van Zandt, Alderman Morton and Mr Bogardus } Were appointed a Committee to inquire into and report the state of the Ferry between the Fly Market and Brooklyn

Ordered that the Mayor issue Warrants on the Treasurer to pay.

John White and Thos Anderson for taking Jury list in 8th ward...		$32.
Anthony Bolton & Garret Keteltas	do 4 ward...	$56.
James Striker	do 7 ward...	$21.
Edward Watkeys for candles		$7.50
David f. Launy for glass broke by firing cannon		6¾00
John K Furman for printing		$7.50
James Hardy as Assistant to Street Comr		82.50
Nathan H Rockwell—City Watch		148.96
Charles Van Orden	Do	119.56
William Van Wart	Do	178.36
Nicholas Lawrence	Do	178.36
Jacob Hays	do	119.56
Magnus Beekman	do	148. 8
Joseph F. Mangin—Surveying		51. 4
Thomas Hazard lighting & cleaning City Lamps		255.16
Selah Strong Esqr for dirt to be carted into collect		1000.

[319] In Common Council. February 6. 1804.

Present Dewitt Clinton Esquire. Mayor
John B. Prevost Esquire. Recorder

John Bogert		Andrew Morris
Mangle Minthorne		John Beekman
John P Ritter		Jacob Le Roy
Wynant Van Zandt Junr	Esquires	Robert Bogardus
George Janeway	Aldermen	James Striker
Philip Brasher		Joseph Board
Jacob De la Montagnie		Clarkson Crolius
Jacob Morton		
Jacob Harsen		

Assistants

A petition from Isaac Chardovoyne for the office of Wood Inspector was received, and ordered to lie over

An account of Mrs Sutherland for nursing poor persons during the late epidemic was received and referred to Alderman Bogert

Ruliff. C. Van Houten Carpenter No 52 Catherine Street was appointed a Fireman to Engine No 1. in the place of Adrian Bogert decd

John Disbrow Taylor No 93 Read Street was appointed a Fireman to Company No 20 in the stead of Amaziah Duzenberry resigned.

Henry Clement Ironmonger No 42 lower Robinson Street [320] was appointed a Fireman to Company No 14. in the room of Abraham Van Orden resigned.

Ordered that Peter Grim be and he is hereby dismissed as a Watchman of Captain Van Warts Company

A request of John Smith to be employed in the medical department of the Alms house was received and ordered to lie on the Table.

A petition from Jacob Blank was received, stating that he has lost a Horse while employed in riding dirt into the collect and praying such relief as the board may think proper to afford the same being referred to the Street Commissioner who reported that the petitioner was a proper object of generosity. It was thereupon resolved that 50$ be advanced to Jacob Blank to purchase a Horse upon his giving such security as the Comptroller may approve to repay the same in work.

A petition of George Smith for a Butchers stand was received and referred to the Market Committee

Ordered that the Comptroller call on the Deputy Clerk of the Market and take such measures for collecting the balance of Market fees due during the Mayoralty of Edward Livingston Esquire as he may think necessary

Alderman De la Montagnie
Alderman Van Zandt and
Mr Bogardus
} were appointed a Committee to inquire and report whether any alteration is necessary in the 20 Section of the ordinance respecting nuisances.

[321] Resolved that the Superintendant of the Alms house be authorized to contract for the passage of John Evers from this City to London and to advance the necessary sums.

A request of John B. Coles Esquire to be authorized to build a pier at the East side of the Whitehall slip was received and referred to the Street Commissioner

Resolved that the Clerk of this Board prepare an ordinance by the next meeting of the Common Council for the making an assessment as is directed by the 11th Section of the Act for regulating the Buildings &c &c in the City of New york for $2300 awarded to John Quackenbos and $500 awarded to Jacob Duryee for the widening of Leonard Street And that Anthony Steenback. Jacobus Verveelen. Peter Arell. John P Groshon and Arthur Smith be appointed assessors.

Resolved that the Clerk of this board prepare an Ordinance by the next meeting of the Common Council for the making an Assessment as is directed by the 11th Section of the Act for regulating the Buildings &c &c in the City of New York for assessing $175, awarded to Augustus Van Cortlandt and others and $75 awarded to Peter Bonnet for the late widening of Frankford Street and that Isaac Cock.

Frederick Davoe. William Cook Henry Miller and Ebenezer Leggett be appointed assessors.

The Recorder presented to the Board the draft of a petition to the Legislature for a lease in perpetuity of the government house and grounds appurtenant thereto Ordered that the same be approved and transmitted under the seal of the Corporation.

The Inspectors of Lots in the first ward having reported a number of privies to be in an offensive condition. Ordered that an Ordinance pass, for [322] discharging their contents in the river on or before the twentieth instant under the penalty of $100 upon the respective owners and occupants of the Lots on which they are situated

A similar report having been made by the Inspectors of Lots in the fourth ward, Ordered that a like ordinance pass with respect to the privies mentioned in the same but that the time therein limited be the 25th instant.

A motion being made by the Recorder that a Committee be appointed to draft a memorial concerning alterations in the charter the same was negatived. Alderman Brasher thereupon moved that the remonstrance upon that subject made by this board on the day of last be again adopted and renewed and that the same be transmitted to the Legislature under the seal of this board and published by the newspapers employed by the Corporation. Alderman Brasher having called the division upon the aforesaid motion. the same passed in the affirmative as follows.

	Affirmative		
Alderman	Bogert	[323] Mr	Morris
	Ritter		Le Roy
	Van Zandt		Bogardus
	Brasher		Striker
	Morton		
	Harsen		
	Negative		
The	Recorder	Mr	Beekman
Alderman	Minthorne		Board
	Janeway		Crolius
	De la Montagnie		

Ordered that so much of the application to the Legislature respecting wharves. piers. and Taverns and Grocers Licences adopted at the last meeting, as respects Tavern and Grocers licences be expunged and that the residue of the said application be forwarded to the Legislature.

Be it ordained by the Mayor, Aldermen and Commonalty of the

City of New York in Common Council convened that the keeper of the City prison and Bridewell for the time being shall be and is hereby authorized to admit persons to visit the prisoners confined in the said City prison and Bridewell in the same manner as the Aldermen of the respective wards in this City are now empowered to do. Whenever the said Keeper shall think it right and prudent to permit such visitation

And be it further ordained by the authority aforesaid that the fifth section of the Law entitled "a Law for the regulation of the City prison and Bridewell [324] and for the appointment of a Keeper to them respectively" be and the same is hereby repealed

Ordered that the Managers of the Lottery for the benefit of the Society for the relief of poor widows with small children be directed to pay the neat proceeds of such Lottery to the Treasurer of the said Society

Ordered that the Mayor issue his Warrants on the Treasurer to pay.

To the Superintendant of the Alms house for the use of that establishment $9000
John Bogert Esqr for the use of the building Committee..... $2000

[325] In Common Council. February 7. 1804

Present Dewitt Clinton Esquire Mayor

Wynant Van Zandt Junr			
Philip Brasher		Clarkson Crolius	
George Janeway		Robert Bogardus	
John P Ritter	Esquires	John Beekman	Assistants
Mangle Minthorne	Aldermen	Joseph Board	
Jacob Harsen		Andrew Morris	
Jacob De la Montagnie			
John Bogert			

The Health Committee presented the following Communication to the board to wit

"At a conference held on the 6 February 1804 between the Subscribers a Committee of the Corporation of the City of New York. A Committee of the Chamber of Commerce of the said City and the Commissioners of the Health Office of the Port of New York. It was agreed to recommend the following alterations in the quarantine Law of this State

1. That between the first day of June and the first day of October in the same year no vessel of the description alluded to in the

third section of the quarantine Law shall be permitted to come nearer to the City of New York than the quarantine ground [326] Except for the purpose of proceeding (and which shall be actually under sail & bound) to the Eastward of the City of New York into the sound and beyond the State of New York.

2. That no vessel which may arrive between the first of June and the first of November from any port or place in the West Indies, the river Mississippi, South America, any port in the United States. southward of Charleston in South Carolina. the Mediterranean, any part of Africa, or any part in Asia (except Canton and Calcutta) shall be permitted within the period aforesaid in the same year to lay within three hundred yards of that part of the Island of New york which lies to the south ward of a line drawn from the house owned and occupied by William Bayard upon the North river and Stuyvesants Dock upon the East river.

Dewitt Clinton
Wynant Van Zandt Junr
Jacob De la Montagnie
George Janeway
John P Ritter
Philip Brasher
} Committee of the Corporation of this City

John Murray
John B. Coles
Robert Lenox
} Committee of the Chamber of Commerce.

[327] John R B. Rodgers
Edward Miller
} Commissioners of the Health Office

Resolved unanimously that this Board concur in the regulations above proposed and that the pubc seal of the Corporation be affixed thereto as an evidence of the same

Resolved that an application be made to the Legislature for an Act to prevent the inspection of Beef and Pork in any part of this City to the Southward of a line to be drawn from the outlet of Anthony Lispenards meadow and then pursuing the course of Grand Street to the East River during those seasons of the year in which the same is likely to produce pestilential diseases.

[328] In Common Council. February 15. 1804

Present John B Prevost Esquire. Recorder

John P Ritter		Clarkson Crolius
Jacob De la Montagnie		John Beekman
Philip Brasher		Andrew Morris
Mangle Minthorne	Esquires Aldermen	James Striker
Wynant Van Zandt Junr		Joseph Board
George Janeway		Robert Bogardus
John Bogert		
Jacob Morton		

Assistants.

The resignation of Gad Dumbolton as a Watchman was received and accepted

The petition of James Ferguson for the office of Measurer was received and ordered to lie on the Table.

A petition from James Amory praying an extension of his Lease for lots in the Commons was received and referred to the Comptroller

Ordered that George Smith be licenced as a Butcher and that stand N° 3 Greenwich Market be assigned to him

The following Report being received, to wit

[329] The Committee to whom it was referred to enquire whether any alteration in the 20th Section of the ordinance respecting nuisances is necessary report as follows, to wit, That they have taken the subject into consideration and are of opinion that no other alteration in the said 20th Section is necessary than encreasing the penalties therein mentioned They therefore offer the following as a substitute for the said 20th Section, to wit "That no person shall inter any Corpse in any Cemetery or other place in the said City to the Southward and westward of Pump Street and Nicholas Street, unless in vaults or Graves that shall be at least Six feet deep and without removing disturbing, or exposing any other dead body or coffin under the penalty of One hundred Dollars, And further that no corpse of any person who may die of any contagious or pestilential disease other than the small pox or Measles, shall at any time be interred to the southward or westward of the said Streets under the penalty of One hundred Dollars to be paid by every person offending in the premises, or assisting therein and if any porters or other persons who may be employed in carrying the dead, during the months of June. July August. September and October to any place of interment do in passing through the Street with a dead body make use of, or pass on the side-

walk of any Street, every such Porter or other person shall for every offence forfeit and pay five dollars. All which is submitted by

J. D. L Montagnie
Wynant Van Zandt Junr

Ordered that the same be confirmed and that the ordinance thereby recommended be passed accordingly and published

[330] Ordered that the Inspector[s] of Lots be requested to report on the next meeting such privies as overflow or ought to be emptied.

The Comptroller to whom was referred the petition of John Thomson reported that the petitioner had requested the Corporation to sell or lease to him a lot of ground in the rear of the Powder house at Inclenburgh, this Lot contains between 7 and 8 acres, lies in a valley and the greater part of it so low and swampy as to be unfit for cultivation but affords. considerable pasture Mr Thompson offers 90 dollars per annum for a lease of 21 years I am of opinion it will be proper to lease to him the aforesaid Lot at that price.

All which is submitted

Feby 13 1804 Selah Strong

Ordered that the same be confirmed and the Comptroller authorized to lease the said premises accordingly

The petition of Thomas Morrell respecting the new Ferry from Corlaers hook to Bushwick was received and ordered to lie on the Table

Ordered that the Fire Company No 4 be authorized to appoint two additional members.

The petition of Magnus Garret to be continual Inspector of Wood in his former stand was referred to the Committee on that subject

[331] A complaint of Gad Dumbolton against Charles Van Orden one of the Captains of the City watch was received and its consideration postponed.

Davis Halstead and William Ennis were appointed Watchmen to Captain Van Ordens company instead of Gad Dumbolton and John V Warner resigned

Jacob Roomer and William Jewel were appointed Watchmen to Captain Rockwells Company instead of George Durand and Francis A Marschalk resigned

Hammond was also appointed to said Company

An application of William Rutledge and others to sink a well at the corner of Oliver Street and the Bowery lane was referred to the Street Commissioner

The Attorney of the board reported against the petition of E Gilbert for relief of a fine incurred by violating the Dog law, Ordered that the prayer of the said petition be rejected.

Resolved that Samuel Kelly have leave to transfer his Lease held under the Corporation for Lot N° 150 on the Commons to David Wagstaff subject to the rents covenants conditions and provisions in the said Lease mentioned.

A petition from a number of Butchers praying that licences may not be granted to ex resident persons was referred to Market Committee

A petition of the Street Commissioner for an increase of Salary was referred to Alderman Brasher. Janeway and Morton

A petition of Isaac Clason praying that he may be entitled to the wharfage of the Pier at Charlotte [332] Slip until the proprietors on the west side build their proportion and that he be exonerated from any charge of wharfage for his ship Frances Henrietta Ordered that the prayer of the said petition be granted as far as respects the said wharfage and that such wharfage be remitted Alderman Brasher gave notice of his intention to move a reconsideration.

Ordered that ordinances pass for making an assessment of the value of the ground taken to widen Leonard and Frankford Street as found by the Juries.

The following ordinance passed the board An ordinance to prevent goats from running at large

Whereas the practice of allowing goats to run at large in this City is attended with much injury to the public whereby the trees on the side walk are damaged and other injuries ensue

Therefore be it ordained by the Mayor, Aldermen and Commonalty of the City of New york in Common Council assembled this 15th day of February 1804. That if the owner or owners of any goat or goats shall suffer or permit any such goat or goats to run at large in any street or alley in this City such Goat or Goats at any [333] time so found going at large shall be forfeited to and become the property of any person or persons who shall seize and take up such goat or goats And further the Owner or owners thereof shall respectively forfeit the sum of Ten dollars for each and every goat so found to be recovered with costs of suit in any Court having cognizance of the same

And be it further Ordained that such parts of an Ordinance heretofore passed this board as relates to goats runing at large be and the same is hereby repealed.

An account of the Coroner for his services being received Ordered that the same be referred to Alderman Bogert, Alderman Morton and Mr Bogardus

Ordered that Daniel Lawrence have time until the 25th instant to empty his privy on the Lot No 276 Front Street

Garret Keteltas was appointed an Inspector of Lots in the first ward in the place of Thomas Storm absent from the City

Ordered that the Superintendant of the Alms house be directed to deliver to Casper M Meier the flour belonging to him which was seized in consequence of the violation of the inspection law

Alderman Morton, Alderman Ritter & Alderman Brasher } Were appointed a Committee to inquire and report the present state of the Bridewell and what improvements can be made therein

[334] An account was received from the Superintendant of Scavengers audited by the Comptroller which said audit is in the following words to wit. City of New york 13 February 1804. This is to certify that I have examined the account of Stephen Hitchcock Superintendt of Scavengers from the 1st February 1803 to the 1st February 1804 inclusive and find that he has expended in carting manure and cleaning the Streets £3584:12:6. That he has expended in working and repairing the Mud machine £442:14:10 for sweeping the Streets Markets and public grounds £379:5:11 That he has paid the Inspectors of Streets for their Services £637:16:0 That he has paid Certain contingent accounts including his own Salary £360:17:0 and during the same period he has received for manure Sold £6066:6:6 and for fines &c £72:7:4 which leaves a balance due the Corporation of £733:7:7 of which sum £219:11, is in cash and £513:16:7 in out standing debts.

Selah Strong

Ordered that the said Superintendant be directed to pay such balance to the Treasurer

[335] Ordered that the Comptroller be authorized to lease a lot of ground belonging to this board to John Taylor

Reports from the Inspectors of Lots in the 2nd 4th & 6th wards being received Ordered that ordinances pass for emptying the privies therein mentioned by the 1st of March next, And that copies be served on the owners and occupants of Lots respectively

The following report was received from the Chief Engineer to wit

To the Mayor. Aldermen and Common Council of the City of New York convened

Gentlemen

You having appointed me Chief Engineer I thought it my duty to examine the different Engines in the City, and find all the large Engines in good order N° 7 I find is an old Engine her brass work is very much out of repair. her box old and leaky and to have her put in good order will I think cost nearly as much as a new one N^os 1. 2. 5. 6. 16. 19 & 23 are small Engines their works are very slight and often out of repair and hardly worth putting any more cost on them and as we have now got into the method of conveying water by a line of Engines. those small Engines are of little use and if you should think proper to have either of the small ones replaced and will invest the power in me I will do my endeavours to have them faithfully attended to. I have likewise taken an acc^t [336] of all the public Buckets deposited in the different Engine Houses and find the whole number to be 1767. I would also wish to inform you that the floating Engine is now ready for use and I think it necessary for a Company to be appointed to take charge of her and that a proper house Should be built to keep her in as she now lies exposed to all kinds of weather. the most proper place in my opinion would be at the foot of Roosevelt Street, it being vacant property belonging to the Corporation. I am yours respectfully

New York February 13. 1804. Thomas Browne

Ordered that the Mayor issue Warrants on the Treasury to pay the following accounts, to wit

Magnus Beekman City Watch	$149.66
Nathan H Rockwell do	148.96
Charles Van Orden a quarters rent of a room for Watch	25.
Charles Van Orden for City Watch	119.50
Jacob Hays do	119.50
William Van Wart do	178.36
Nicholas Lawrence do	178.36
John McKenzie keeper of Potters field	69.
Editor of the Evening post for printing	37.50
Jacob Sherred & Sam^l Campbell assessing 2^nd ward	49.50
Jacob Blank in advance as a loan to enable him to buy a horse	50.
To James McGowen balance due to him for digging out upper part of Broadway	47.36
To M^rs Sutherland for nursing the sick poor during the late fever	12.
To Selah Strong for dirt to be carted into the Collect	1000.

[337] In Common Council. February 20th 1804

Present John B Prevost Esquire Recorder

John Bogert John P Ritter George Janeway Mangle Minthorne Philip Brasher Jacob De la Montagnie Wynant Van Zandt Junr Jacob Morton	Esquires Aldermen	Jacob Le Roy Clarkson Crolius Robert Bogardus James Striker Joseph Board Andrew Morris John Beekman
		Assistants

A petition of John Everitt praying one third of the neat proceeds of the Estate of Gardner Baker in the hands of the City Treasurer was referred to the Counsel of the Board.

The following resolution being proposed to wit

Resolved that the Comptroller be authorized to sell the Engines Nos 1, 2. 5. 6. 16. 19 & 23 or either of them for the best price he can obtain the same was referred to Aldermen Janeway. Ritter & De la Montagnie

Resolved that the Committee of repairs together with the Chief Engineer be empowered to direct Mr Carmer to cause a suitable House to be erected on piles for the safe keeping of the floating Engines at such place as they [338] shall deem most proper and that the chief Engineer report to this board such suitable men and the number necessary to form a Company of Firemen to manage the said Engine

A petition respecting the pier at Coenties Slip, and a report of the Inspectors of Lots in the first ward respecting the state of the west side of the said slip were severally received and referred to the Street Commissioner

The Inspectors of Lots in the second ward having reported that many of the cellars in the neighbourhood of the public markets are frequently in a state of nuisance by the habit of storing and pickling Meats & Fish and suffering vegetables to decay within the same Ordered that the Clerk prepare and report the draft of an ordinance to remedy such evil

Reports were severally received from the Inspectors of Lots in the 3. 4. 5 & 7th wards

Ordered that ordinances be drawn to empty and cleanse the privies therein mentioned

A petition of Robert Lylburne requesting this board to settle the line betwen their Land and that of Thomas Buchanan was received and referred to the Comptroller

[339] George Duryea of Pump Street was appointed a Fireman to Company N° 26 in the place of Peter Palmer.

Upon motion of Alderman Brasher Ordered that the resolution of this board passed at the last meeting upon the petition of Isaac Clason be reconsidered.

Ordered that Mr James Hardie be requested to ascertain and report to this board which of the proprietors and occupants of Lots refuse or neglect to have their privies cleansed and emptied to the end that they may be proceeded against according to law.

Ordered that the Clerk be authorized to deliver to the managers of the Lottery for the benefit of the widows Society the bond executed by them, for the faithful performance of their trust.

Resolved that the Street Commissioner report upon the propriety of filling in Vesey Street Slip and also on the propriety of having a Market for Fish established at the end of the said Street

Ordered that Mr Carmer be directed to have railings made in the room used by the Mayors Court under the direction of the Sheriff or City Clerk.

Resolved that the Street Commissioner report to this Board what will be in his opinion the best mode of repairing and improving the public roads of this City & County

Ordered that the Watch Committee be authorized to place a Watchman in Orange Street.

Ordered that the Mayor issue his Warrants on the Treasurer to pay

Thomas Hazard for salary as keeper of the Bridewell.....	$412.75
Thomas Boyle for repairing pavement in Trion row.....	4.81

[340] In Common Council. February 27th 1804

Present John B Prevost Esquire Recorder

Jacob Morton John Bogert Wynant Van Zandt Jur Philip Brasher George Janeway John P Ritter Jacob De la Montagnie Mangle Minthorne	Esquires Aldermen	Jacob Le Roy John Beekman Joseph Board Clarkson Crolius James Striker Andrew Morris Robert Bogardus	Assistants

A petition of Peter and George Lorillard for a renewal of their lease was referred to the Comptroller

The Clerk reported the draft of an Ordinance to prevent nuisances

in Cellars in the neighbourhood of the several markets the same was referred to the market Committee

A petition concerning a well in Vandewater Street stated to be in a dangerous and ruinous situation was referred to the Street Commissioner [341] with authority to have the said well repaired, or filled in, as he may judge expedient.

A petition for the regulation of Division, Suffolk and Jefferson Street was referred to the Street Commissioner

A petition of Henry Kermit for a water grant, was referred to the Comptroller.

Ordered that the ordinance for filling in the privy of Lot N° 173 Water Street belonging to William N. Keteltas be rescinded.

The Collector of the assessment for regulating Magazine Street from Broadway to little Ann Street returned Timothy Herbert and William Sypher as defaulters. Ordered that a Warrant issue to compel the payment of the monies assessed to them respectively

A complaint of Peter Lott against some of the Watchmen of Captain Rockwells company was referred to the Watch Committee for examination

An assessment of the additional expence of regulating the Bowery road from Bullock Street to the outlet between North and Bleecker Street was received and ordered to lie on the table

A petition of several of the Inhabitants of the Bowery road concerning the regulations, directed to be made with respect to the same was referred to the Street Commissioner

An assessment for the regulation of Grand Street from Elizabeth to Rynders Street was [342] received and confirmed and Waters Furman appointed collector.

The following ordinance passed the board to wit

An ordinance to prevent the nuisances therein mentioned

Whereas several of the Butchers and other persons are in the habit of casting and leaving the horns, offals and garbage of cattle in their respective yards, and on the vacant lots of what is commonly called Delancey's and Bayards ground and other places which practice has become injurious to health, and extremely offensive to the inhabitants of the neighbourhood

Be it therefore ordained by the Mayor Aldermen and Commonalty of the City of New york in Common Council convened that it shall be the duty of every butcher or other person immediately after his or their killing any beeves, calves, sheep. hogs, or other cattle to destroy the horns offals or garbage thereof or carry the same into the river,

or some other place where the same shall not be injurious or offensive to the Inhabitants

And further that if any Butcher [343] or other person shall cast any horns offals or garbage into any yard street or vacant lot, or shall leave or cast the dead carcase of any animal in any such place every person so offending shall for each offence forfeit and pay the sum of Twenty five dollars to be recovered with costs of suit in any Court having cognizance thereof.

And be it further Ordained that it shall be the duty of every Constable and Marshal of this City to enquire into offences against this ordinance and forthwith to report the same to the attorney of this board to the end that every person or persons so offending may be proceeded against according to law.

Ordered that Smith of Captain Beekmans watch be suspended for sleeping at his post, but that the Watch Committee have power to reinstate him should they think proper so to do.

Resolved that the Street Commissioner without delay make application to the owners and proprietors of the houses and Lots of ground situate on the east side of Roosevelt Street between Cherry and Water Street for the purpose of procuring the same to widen the said Street And that he report to this board at the next meeting thereof the terms upon which the same can be procured.

Resolved that the Street Commissioner make application to the owners and proprietors of the [344] Land between Hardenbrooks gate, and Ackermans Shop on the Bloomingdale road for the purpose of widening the said road and report to this board upon what terms it may be procured.

The Street Commissioner presented a report respecting the Tunnel directed to be made between the East and North Rivers. Ordered that the consideration thereof be postponed until the next meeting

Ordered that Robert Morris be appointed Inspector of Lots in the first ward in the stead of Thomas Stone absent from the City.

The Comptroller presented the following report respecting the new Ferry from Corlaers hook to Bushwick. to wit

Agreeable to the order of the board of the 6th of February instant the Comptroller has conferred with Colonel Willett about erecting a Ferry from Willetts wharf at Corlaers hook to the opposite shore on Long Island It will be necessary to build stairs and houses on both sides for the use of the Ferry which will be attended with considerable expence and it is questionable [345] whether the ferry

will afford sufficient business to enable the Lessee to pay a rent equal to the interest of the money to be expended on it. As this Ferry has been established principally through the instrumentality of Colonel Willett under the idea of its being a means of improving the property in that neighbourhood. It is believed it will be the best conducted by being under the direction of that Gentleman whose interest will prompt him to conduct it in the best manner, Under these impressions. I take the liberty to recommend that a lease of the Ferry be given to Colonel Willett for six years without rent upon Condition of his making the necessary wharves and ferry stairs on both sides of the river and restoring them to the Corporation in good order at the end of that period. It is believed that two large boats to carry horses cattle and bulky articles and two smaller ones for passengers would be sufficient at present, the rates of Ferriage to be received are here annexed, they are the same that were recommended by a Committee of the Corporation about three years since to be received at Brooklyn Ferry except the price of Passengers which is raised to six Cents.

Selah Strong

Ordered that the same be confirmed and that the Comptroller be authorized to make a lease thereof to Colonel Willett accordingly, And that the Clerk prepare an ordinance for regulating the rates of Ferriage agreeably thereto.

[346] The Inspectors of several wards presented reports of privies which require to be filled up or cleansed. Ordered that ordinances be drawn requiring the same to be done accordingly by the 15th of March next.

The board again resumed the consideration of Isaac Clasons petition respecting the wharfage at Charlotte Slip. Ordered that so much of the said petition as respects the claim of wharfage for the Ship Frances Henrietta be granted and that the said Isaac Clason be discharged from any claim of wharfage for the said Ship. Alderman Brasher having called a division thereupon the same passed in the affirmative as follows.

Affirmative	[347] Negative
Alderman Van Zandt	Alderman Bogert
Minthorne	Brasher
Mr Beekman	Janeway
Board	Ritter
Crolius	Mr Striker
Morris	
Bogardus	

Ordered that the Mayor issue Warrants on the Treasurer to pay the following accounts to wit

Thomas Hazard lighting and cleaning City Lamps		$256.31
Nathan H Rockwell—City Watch		148.96
Jacob Hays	do	119.56
Charles Van Orden	do	119.56
Magnus Beekman	do	148.96
William Van Wart	do	178.36
Nicholas Lawrence	do	178.36
Bartholomew Skaats. Salary as doorkeeper &c		89.93
Nicholas Carmer's Acct for public repairs		1315.18
Selah Strong for dirt to be carted into collect		1000.

[348] In Common Council. March 5. 1804

Present Dewitt Clinton Esquire Mayor
John B. Prevost Esquire. Recorder

John Bogert		Clarkson Crolius	
Jacob Morton		Joseph Board	
Wynant Van Zandt Junr		Robert Bogardus	
George Janeway	Esquires	Whitehead Fish	Assistants
Philip Brasher	Aldermen	James Striker	
Mangle Minthorne		Andrew Morris.	
Jacob De la Montagnie			
Jacob Harsen			

A petition from Charles McEvers and others praying an extension of their leases of Lots in the Commons was received and referred to Alderman Van Zandt Brasher, Morton. De la Montagnie and the Comptroller

Ordered that permission be granted to William Denning and William Henderson to build vaults in front of their Houses in Broadway under the direction of the Street Commissioner

[349] A report from the Inspectors of Lots in the first ward recommending the purchase of ground belonging to Mr Goelet was referred to the Street Commissioner

A petition from William Wragg for the office of Weighmaster was received, and ordered to lie on the Table.

An application of Dr Buxton respecting the ordinance for emptying his privy was referred to the Inspectors of Lots in the third ward

A petition of George Schmeltzel and others requesting that the course of Bestavens Killitie may be directed to run through Village Street was received and referred to the Street Commissioner

Issd Wt No 774 An application of Philip Ruckel for an advance of $600. upon his contract of the 12th of May last, was received and granted Ordered that a Warrant issue for the same accordingly

The Inspectors of Lots in the 4th Ward reported a number of privies to be in an Offensive condition Ordered that ordinances be issued to cleanse the same

Ordered that Mr Hardie be empowered to employ an assistant for a period not exceeding thirty days and to allow him a Compensation not to exceed 10/. per diem

John Quackenbos was reappointed Inspector of bread.

The Street Commissioner presented a report upon the petition respecting the regulation of the Bowery road

Ordered that the consideration thereof be postponed

An ordinance to regulate the Sweeping of Chimneys [350] being presented to the board was referred to Aldermen Morton. Bogert and Janeway with directions to report at the next meeting

The report of the Street Commissioner respecting the new Tunnel was referred to Alderman Van Zandt, Morton, Minthorne, Mr Bogardus and Mr Crolius

The Collector of the assessment for regulating Vandewater and Frankford Streets having reported the names of delinquents ordered that a Warrant issue to obtain payment.

Ordered that the Mayor issue his Warrant on the Treasurer to pay.

Isd Wart

No 773 John Low for printing blank ordinances..... $30

[351] In Common Council March 8. 1804

Present Dewitt Clinton Esquire Mayor

John Bogert Jacob Morton Jacob Harsen Mangle Minthorne George Janeway Jacob De la Montagnie Wynant Van Zandt Junr John P Ritter Philip Brasher.	Esquires Aldermen	Andrew Morris Clarkson Crolius Joseph Board Jacob Le Roy James Striker Whitehead Fish	Assistants

The Committee to whom was referred the returns made of persons to serve upon Juries reported that they have with much care and attention examined the lists committed to them and presented lists of

the names of such persons in the respective wards as in their opinion possess the requisite qualification of Jurors.

A motion was thereupon made to refer the aforesaid lists to the Aldermen and Assistant of the respective wards, the same was negatived

It was moved by Alderman Brasher that the [352] Jury lists in the several wards as reported by the said Committee be adopted by the board. Alderman Minthorne called a division thereupon, and the same was carried as follows, to wit

Affirmative	Negative
Alderman Bogert	Alderman Minthorne
Morton	Janeway
Harsen	De la Montagnie
Van Zandt	Ritter
Brasher	Mr Crolius
Mr Morris	Board.
Le Roy	
Striker	
Fish	

[353] In Common Council, March 12th 1804

Present Dewitt Clinton Esquire. Mayor

Jacob De la Montagnie	Esquires Aldermen	Andrew Morris	Assistants
Mangle Minthorne		Clarkson Crolius	
Jacob Harsen		Joseph Board	
Philip Brasher		James Striker	
George Janeway		Jacob Le Roy	
John Bogert		Caleb S Riggs.	
Wynant Van Zandt Junr		Whitehead Fish	

A memorial of the firemen of Company N° 7 stating the insufficiency of their Engine was received and referred to the Fire Committee

A petition for filling in, and regulating Desbrosses Street was received and referred to the Street Commissioner

A petition of Peter Van Zandt praying that a Select Committee may be appointed to ascertain the facts respecting the matters in dispute between himself and the Corporation was received and referred to Alderman De la Montagnie, Mr Riggs and Mr Bogardus.

A petition of Peter Caple for a Butchers stand [354] in the Exchange Market was referred to the Market Committee

A petition from a number of the Butchers against any alteration in the Market fees was received and referred to the Market Committee

Ordered that Mr Carmer be authorized to sell a sunken vessel lying near Corlaers hook for the benefit of the board

The collector of the assessment for regulating Spring Street having returned the names of defaulters Ordered that a Warrant issue to compel payment.

William Rushforth, Cordwainer No 118 Broadway was appointed a member of Fire Company No 11 in the room of Robert Van Keuren resigned

A petition of John Perrin for a Butchers Stand was referred to the Market Committee

Ordered that James Watson junior be permitted to assign his lease of property in the Commons to John P Grenzebach

Isd Wart No 783

The Committee to whom was referred the matter of Peter Lott having reported that it appears he was beaten while endeavouring to keep the peace Ordered that the Mayor be authorized to issue a Warrant in his favor for the sum of Ten dollars.

Ordered that the Mayor be authorized to [355] issue Warrants on the Treasurer to pay the following accts, to wit

Isd Warts Nos			
775	Magnus Beekman for City Watch		$148.96
776	Nathan H Rockwell	do	148.96
777	Charles Van Orden	do	119.56
778.	Jacob Hays	do	119.56
779	William Van Wart	do	178.36
780	Nicholas Lawrence	do	178.36
781	Benjamin Demilt for regulating public clocks		50.
782	Joseph Brown a quarters Salary as Street Comr		312.50

In Common Council, March 19, *1803* [1804]

Present Dewitt Clinton Esquire Mayor

Wynant Van Zandt Junr		Andrew Morris
Philip Brasher		Caleb S Riggs
John Bogert		Jacob Le Roy
John P Ritter		Robert Bogardus
Jacob De la Montagnie	Esquires Aldermen	Joseph Board
George Janeway		Clarkson Crolius
Mangle Minthorne		John Beekman
Jacob Morton		James Striker
Jacob Harsen		

Assistants

[356] A memorial of Egbert Benson and others to be permitted to remove the ice and filth in Pine Street opposite to their respective

houses at their own expence being received Ordered that they have leave to remove the same out of the said Street and deposit the same at the usual place of depositing manure without incurring the penalty of the Law on that Subject.

A petition of Francis White junr for the privelege of selling Meats at the place formerly occupied by Samuel Winship was received and referred to the Market Committee

A Letter of several persons from Cape Francois praying a loan of monies for their relief was received and referred to Alderman Brasher, Mr Le Roy, and Mr Board

A petition of William Sheenan and others was received and referred to the Inspectors of Lots in the fourth ward.

Petitions of Andrew Wheeler and Stephen Smack for Butchers stalls were received and referred to the Market Committee

A petition of Lawrence Benson praying a Water grant at Harlaem was received and referred to the Comptroller and Street Commissioner

[357] A petition of Henry Stanton respecting Brooklyn Ferry was received and referred to the Committee appointed on that Subject.

A petition of John Hunt, was received and referred to Alderman Ritter and Mr Bogardus.

A petition of Tunis Quick and others praying the removal of the Exchange Market was received and referred to the Market Committee

A petition of Walter Mitchill praying directions how high to set his house from the surface of the ground in Roosevelt Street, ? was received and rejected

A petition of John Miller to be appointed a Measurer of grain, was postponed.

A petition of Peter Ritter and others praying the removal of the Oswego Market was received and referred to the Market Committee

A petition of Caleb Boyle to be employed to paint a portrait of Governor Jay was received and referred to Alderman Van Zandt, Janeway and Mr Riggs.

A petition of Nathan H. Rockwell praying compensation as Captain of the Watch during the time he was ill of the late epidemic was received and the prayer thereof granted

A communication from Dr Hosack respecting a Botanic Garden was received and referred to Alderman Morton, De la Montagnie and Mr Morris

A petition of Thomas Bagley to be appointed Inspector of Wood was received and postponed.

[358] A petition of Walcott Blakeley was received and referred to the Superintendant of the Alms house

A petition of Richard Varian for a Butchers stall was received and referred to the Market Committee

An application of Isaac Pierson and Daniel Thorne with respect to Dogs running at large was received and referred to Alderman Bogert Van Zandt and Mr Crolius

A Communication of the Street Commissioner together with a plan of the City was received and referred to the Aldermen of the several wards.

The Committee appointed on the subject of Brooklyn Ferry having reported to the board Ordered that they be directed to draw an ordinance for regulating the said Ferry agreeably thereto.

An affidavit of Thomas Haight was received and referred to James Hardie

A report of the Inspectors of Lots in the third ward and a letter from Charles Buxton was received and referred to James Hardie

Ordered that the Ordinance for emptying the Privy on the Lot N° 58 in Catharine Street belonging to Christopher Halstead be repealed

[359] Resolved that a suitable person ought to be appointed by this board without delay to ascertain either by information from the Inspectors of Lots already appointed or from his own view or both and to determine upon the best mode of correcting the several nuisances reported or to be reported by the Inspectors of Lots and to prepare and present to this board from time to time and without delay the drafts of Ordinances necessary to remove or correct such nuisances in the most expeditious and useful manner having regard to the future health of the City

Resolved that the person so to be appointed shall be allowed and paid at and after the rate of Three dollars and fifty Cents for every day he shall be so employed

Resolved that the person so to be appointed shall have power to employ James Hardie to assist in having such ordinances served and carried into immediate effect

Ordered that George Gosman, be and he is hereby appointed to carry the said resolutions into effect

Ordered that the Street Commissioner report to this Board at their next meeting what will be the probable level of Roosevelt Street when it is filled in

A petition of Isaac Valentine Jun^{r} for a Butchers Stall was referred to the Market Committee

Ordered that the Managers of the Lottery for the promotion of Literature be permitted to occupy a room in the City [360] *City* hall for the purpose of drawing the said Lottery

Resolved that his honor the Mayor be requested to write to the Members of the Legislature from this City respecting the memorial sent to the Legislature from this Board relative to the Government house and grounds thereunto belonging urging them to have a Law passed to authorize the Comptroller to grant to this board a Lease for the same in perpetuity

A Report from the Inspectors of Lots in the second ward was received, Ordered that Ordinances be drawn for emptying and cleansing the privies therein mentioned by the sixth day of April next.

A report from the Inspectors of Lots in the third ward was received Ordered that Ordinances be drawn for emptying and cleansing the privies therein mentioned that are marked B. by the first day of April next, and the residue by the fifteenth day thereof.

A report from the Inspectors of Lots in the fourth ward was received. Ordered that ordinances be drawn for emptying and cleansing the privies therein mentioned by the fourth day of April next

[361] A report from the Inspectors of Lots in the fifth ward was received Ordered that Ordinances be drawn for emptying and cleansing the privies therein mentioned by the tenth day of April next.

A Report from the Inspectors of Lots in the seventh ward having been received, Ordered that Ordinances be drawn for emptying and cleansing the privies therein mentioned by the fifteenth day of April next.

Ordered that the Mayor issue his Warrant on the Treasury to pay the following accounts. to wit

Is^{d} Warrts.

N^{o} 784	Selah Strong for dirt to be carted into the collect.....	$1,000
785	Selah Strong for cash advanced to pay for Lamp oil...	1011
786	John M^{c}Comb for Sinking a Well.....	73.65
787	Selah Strong a years Salary as Comptroller.....	1500.
788	George Stanton and George Gosman for their services	
789	as Inspectors of Lots in the third ward.....	294.
790.	To the Building Committee towards expences of New City hall	2000.

[362] In Common Council March 26, 1804

Present Dewitt Clinton Esquire Mayor

Wynant Van Zandt Junr	Esquires Aldermen	Andrew Morris	Assistants
Philip Brasher		Caleb S Riggs	
John Bogert		Jacob Le Roy	
John P Ritter		Robert Bogardus	
Jacob De la Montagnie		Joseph Board	
George Janeway		John Beekman	
Mangle Minthorne		Whitehead Fish	
Jacob Morton			
Jacob Harsen			

A petition of Daniel Carmichael praying the remission of a fine for selling liquors without the excise was rejected

A petition of Jacobus Bogert and others, against the removal of the Oswego Market was received and referred to the Market Committee

A petition of John Van Winkle respecting the Ferry at Catherine Slip was referred to the Committee appointed on the subject of Ferries

[363] A petition of Joseph Earle and others respecting the appointment of Measurers of grain was received and ordered to lie on the table

A petition of Alexander Fink and others against the removal of the Oswego Market was referred to the Market Committee

A petition of Adam Fink Junr and others was referred to the Street Commissioner

A petition of Joshua Isaacs praying further time to cleanse his privy was received and rejected

George Gosman having resigned his appointment under the resolution of this board for correcting nuisances passed at the last meeting Ordered that the said resignation be accepted and that John Pintard be appointed in his stead

A petition of James Amory respecting a Lot on the Common Lands was referred to the Comptroller

A petition of Thomas Duggan was received and referred to the Street Commissioner

A petition of William Thompson and others praying an amendment of the Law to prevent nuisances was received and referred to the Alderman and Assistant of each ward to take such measures as they may deem proper to correct the evil complained of.

Ordered that the Inspectors of Lots in the Seventh ward be directed

to end the business of Inspection on the southerly side of Grand Street.

The Committee to whom was referred the Letter of Caleb Boyle proposing to draw a likeness [364] of John Jay report that it would be proper to procure a likeness of Mr Jay to be executed by Mr Boyle provided it shall prove a good likeness and the Common Council shall be satisfied with the painting

All which is submitted by

Wynant Van Zandt Jr
Caleb S Riggs

Ordered that the said report be confirmed

The Comptroller to whom was referred the petition of William Bayard. Reported, That in the year 1793 the petitioner applied to the Corporation for a grant of the soil between High and low water mark opposite his land at Greenwich, that the Subject being referred to a Committee who reported that the prayer of the petitioner ought to be granted as soon as the survey was made to designate low water mark excepting two or more feet in front on the River and such parts thereof as should hereafter be found necessary for streets which report was at that time agreed to by the Board.

The petitioner has procured the survey to be made and now claims the promise of the Corporation to compleat the grant.

The board at all times being willing to comply [365] with the engagements of their predecessors it is recommended that a grant be made to the petitioner of the above mentioned premises, but as it was the practice of the Corporation at that day to sell the ground between high and low water mark for a certain sum in cash, and there being no price at that time fixed upon with the petitioner, and as the board have lately determined in the disposal of their water grants in future, they will retain an annual quit rent in lieu of a sum to be paid in gross, the following resolution is therefore recommended

Resolved, That a grant be made to William Bayard of the soil between high and low water mark opposite his land at Greenwich he paying one shilling per foot for the first twenty years, two shillings per foot, for the second 20 years and four shillings per foot for ever thereafter.

All which is respectfully submitted

March 26, 1804. Selah Strong

Ordered that the said report be confirmed, and that the aforegoing resolution pass accordingly

A communication from the Comptroller respecting a Lot in the Common Lands purchased by Edward Dunscomb was made to the board in the words following to wit

The Comptroller begs leave to state to the board that in the year 1796 Edward Dunscomb purchased a Lot of the Common Lands. That the Lot was sold agreeably to a map then exhibited, but by a subsequent and more accurate survey of the line [366] between the Commons of this City and Harlaem it appears that the division line takes off a part of the front of Mr Dunscomb's lot adjoining the Kingsbridge road which reduces his lot in front on that road to 110 feet which was originally 200 feet the quantity of ground lost is 18 perches & 65 square feet

This subject was formerly referred to the late Street Commissioner and afterwards to a Committee of the board but nothing decisive has been done. It appears to be reasonable that Mr Dunscomb should be remunerated for the loss of this ground, and in a late conversation with him he is content to give up the deficiency of ground upon condition that the Corporation release to him for ever the quit rent of wheat upon the purchase Lot, and the rent due on the Lease Lot previous to the 1st of May 1802, This offer of Mr Dunscomb's appears to be reasonable. I therefore take the liberty to recommend the adoption of the following resolution

Resolved, that the Comptroller be authorized to release to Edward Dunscomb Esqr for ever the quit rent of wheat on Lot 196 of the Common Lands, and also the rent due on the Lease Lot No 197 previous to the 1st of May 1802. All which is respectfully submitted
March 26. 1804. Selah Strong

[367] Ordered that the aforegoing recommendation of the Comptroller be approved and that the said resolution pass accordingly.

The Committee to whom was referred the petition of John Titus and others for an extension of their leases of the Common Lands reported that it would be inexpedient to grant the prayer of the said petition. Ordered that such report be confirmed and that the prayer of the said petition be rejected

Resolved that the Superintendant of Scavengers without delay cause the mud machine to be brought into the Coffee house Slip for the purpose of cleansing the same.

A report of the Inspectors of Lots in the fifth ward was received Ordered that Ordinances be drawn for emptying and cleansing the privies therein mentioned by the tenth day of April next.

A Report of the Inspectors of Lots in the first ward was received Ordered that ordinances be drawn for emptying and cleansing the same by the tenth day of April next.

The Market Committee to whom was referred sundry petitions for Butchers stalls reported, that the stand N° 8 in the Exchange Market be granted to Peter Chappel. That the stand N° 9 in the Fly market be granted to John Fitzgerald. That the stand N° 3 in the Fly market be granted to Stephen Hilliker Jun^r That the stand N° 9 in the Oswego market be granted to Peter Smack. That Richard [368] Varian have leave to exchange his stand in the Fly market, with his son in law, John Perrine who stands in the Catherine Market, and that Philip Wicker have the stand N° 14 in the Catherine Market which is vacant by the death of William Perrine. Ordered that the said report be confirmed and that the grant of stands mentioned therein be made accordingly

A petition of James Stewart and others was referred to the Street Commissioner

A resignation of Daniel Bowie, Charles Stewart and Lemuel Skidmore assessors appointed for assessing the expences of Building a Bulkhead at the bottom of Vesey Street was received and accepted.

Ordered that a new ordinance be drawn for building a Bulkhead at the bottom of Vezey Street and filling in the same with good and wholesome materials and that John Bonsall, Henry Post, Thomas Taylor John R Missier and Abraham Bussing be appointed Assessors for the same

The Street Commissioner to whom was referred the petition of Nicholas Van Antwerp and others praying that the Street on the West side of Coenties Slip may be repaired and a new bulkhead be built in front [369] of the said Street. Reported

That the prayer of the petition ought to be granted as the Street is become almost impassable. The Street Commissioner therefore begs leave to recommend that an Ordinance be passed accordingly.

It appears that by the nature of the grant to the original Lessees of this property the Corporation is bound to make and maintain at their own cost the Bulkhead in front of this street. It requires very considerable repairs which will cost little short of a new one. From the inclosed estimates it is seen that a stone wall of three feet in thickness may be built for less money than a Bulkhead of the Ordinary construction, it will be more durable, and occupy less space in the slip. The Street Commissioner therefore begs leave to recommend

that the Agent for public repairs take immediate measures for causing a stone bulkhead to be built in front of the said street All which is respectfully submitted Joseph Browne
March 26. 1804. St Comr

Ordered that the Committee of Repairs take measures to carry the same into immediate effect, and that the Street Commissioner prepare an Ordinance by the next meeting of the Board for paving the said Street.

A report was received from the Street Commissioner concerning the representation of Mr Oothout and Mr Morris with respect to property belonging to [370] Peter Goelet on the west side of the Exchange Market *was received.* Ordered that the said report be recommitted to the Street Commissioner and that he take the opinion of Mr Harison to ascertain whether by any existing Law this board can take the said property for any other purpose than a Street, And if not that he have a suitable petition and the draft of a Law drawn authorizing this Board to take the said property to prevent a nuisance and for the general health of the City and that his Honor the Mayor be authorized to affix the Common seal to the same during the recess of this Board and to forward them to the Legislature immediately.

A report of the Inspectors of Lots in the fourth ward was received Ordered that Ordinances be drawn for emptying and cleansing the privies therein mentioned by the 15th day of April next, and that Ordinances be drawn for filling in the Lots therein mentioned by the 1st day of May next

The Committee to whom was referred the account of the Coroner report that the said account ought to be paid Ordered that the Mayor issue his Warrant [371] for the amount of the said account, and that in future the allowance to the Coroner shall be $5^{25}/_{100}$ for taking every Inquest, and no more.

The Committee to whom was referred the application of Isaac Pierson and Daniel Thorne respecting Dogs running at large, produced an Ordinance which was postponed until the next meeting

A petition of Isaac Clason and others was referred to the Street Commissioner.

A petition of Thomas Fardon to be appointed Measurer of grain was received, and postponed.

Resolved that the third section of the ordinance to regulate sales at Auction in the City of New York passed 23d May 1803 be so amended as to include all that part of Wall Street between Water

Street and Front Street. Ordered that the consideration of the said resolution be postponed.

Ordered that the Ordinances for emptying and cleansing the privy belonging to Pearson Halstead in Division Street, of Phœbe Halstead in Herman Street, and of Lot N° 7 Fisher Street be repealed

Francis Class of the third ward Tinplate Worker. N° 46 Cortlandt Street was appointed a Fireman to Engine N° 3 in the place of William M^cCollick resigned.

Ordered that two additional Firemen be appointed to Engine N° 8.

[372] Ordered that the following persons be appointed Firemen to the floating Engine, to wit.

Richard L Mott	Thomas Welsh	George Whitfield
Joseph Clement	Matthew Dikeman	John Piercy
Adam Helmes	Benjamin Leister	Jacob Leonard
Samuel Brown	John Cock	David Blackley
Daniel Cock	William Nixon	John M^cBain Jun^r
Daniel N Train	George Welsh	Elijah Cornell
John Mutine	Jacob Weaver	John Butler
Edward Tylee	John R Thomas	George Townsend

Ordered that the resignation of John Oothout as Inspector of Lots in the [373] first ward be accepted and that John Slidell be appointed in his stead

Resolved that it be referred to the Engineers of the Fire department to inquire and report of the expediency of erecting a fire Engine House, raising a fire company and stationing a fire Engine in the vicinity of the State prison.

Resolved that M^r Carmer cause a new Engine house to be built at the foot of Roosevelt Street or repair the present one as in his Judgment may seem best

Ordered that there be added to the present pay of James Hardie the sum of Fifty Cents per day

Ordered that the Mayor issue his Warrants on the Treasury to pay the following accounts, to wit.

Is^d Warts Nos			
792	William Van Wart for City watch		$178.36
791	Nicholas Lawrence for City watch		178.36
793	Charles Van Orden	do	119.56
794	Jacob Hays	do	119.56
795	Nathan H Rockwell	do	148.96
796	Magnus Beekman	do	148.96
797	Thomas Hazard cleaning & lighting City Lamps		256.54

Nos		
798	Nathan H Rockwell as Capt of Watch for the time he was ill of the Epidemic.....	$43.50
799	James Hardie for wages.....	22.50
800	Caleb S Riggs Esqr a Counsel fee. & for postage.....	50 51/100
801	John Burger Esqr Coroner fees.....	116 37 1/2/100
802	William Hardenbrook his acct for repairing Engines	1660 66/100

[374] In Common Council, April 3, 1804

Present Dewitt Clinton Esquire Mayor
John B Prevost Esquire Recorder

Wynant Van Zandt Junr	Esquires Aldermen	Andrew Morris
Philip Brasher		Caleb S Riggs
John Bogert		Jacob Le Roy
John P Ritter		Robert Bogardus
Jacob De la Montagnie		Joseph Board
George Janeway		Clarkson Crolius
Mangle Minthorne		Whitehead Fish
Jacob Morton		James Striker
Jacob Harsen.		Assistants

The petitions of James Douglass, John Farrington, David Waldron and Hugh Gobel praying to be appointed Captain of the Watch in the place of Nathan H Rockwell, resigned, was received and Ordered to lie on the table.

The petition of Daniel Stagg and others praying the aid of the board in having a Pump at the intersection of Church and [375] White Streets was received and granted.

The petition of James Byrne and others praying permission to sell furniture opposite to their respective stores in Wall Street, between Water and Front streets was received and ordered to lie on the table

A petition of Solomon Cock to be appointed a Measurer of grain was received and ordered to lie on the table

The petition of John Griffith and others respecting a new drain or sewer in Maiden lane was referred to the Street Commissioner with directions to prepare an ordinance on the subject.

The petition of Andrew Hamersley and others respecting a market at the Old Slip was received and referred to the Market Committee

The petition of George Codwise junior was received and referred to the Comptroller and Street Commissioner

The petition of John Adriance and James Hammond was received and referred to the Comptroller and Street Commissioner

The petition of Henry Kermit and others with respect to opening Washington Street to Beaver Lane was received and referred to the Street Commissioner who is requested to draw an Ordinance for opening the same if he shall deem it proper.

A petition of Andrew Paff to be reinstated as a Butcher was referred to the Market Committee

A petition of James Sullivan was received and postponed.

The Street Commissioner reported to the Board [376] that the timber which has been laid round the park for the purpose of supporting the side walk has become rotten and unable to sustain the earth which in consequence thereof is becoming gullied he therefore begs leave to recommend that Curb stones be substituted therefor Ordered that the Committee of repairs take measures to carry the same into effect

The Street Commissioner to whom was referred the petition of Ab^{m} Van Buskerk Jun^{r} and George and Isaac Randall stating that they are Lessees of a house at the corner of Greenwich and Vezey Streets and that they have erected stairs in the street to go up to the Second Story of the said House and praying that the same may be permitted to remain. reported—That the said stairs project into the street above three feet and are about nine feet high and built with Close backs which is a great annoyance to the neighbourhood as it prevents their view through the Street and prevents a free circulation of air. If the Corporation should permit those stairs to remain the same indulgence will be claimed by many others whose plea will be equally well founded as that of the petitioners which would spoil the appearance of the Streets [377] and probably contribute to their unhealthiness. For these reasons the Street Commissioner begs leave to recommend that the prayer of the petition be not granted and that the stairs be directed to be removed forthwith All which is respectfully submitted Joseph Browne
April 3, 1804 St Com^{r}

Ordered that the said report be confirmed and the said stairs removed accordingly.

A petition of John Smith was received and referred to the Market Committee

Reports from the Inspectors of Lots in the second fourth and seventh wards being received Ordered that Ordinances be drawn for cleansing the privies therein mentioned by the twentieth day of April instant

Reports from the Inspectors of Lots in the second and fourth

wards were received, thereupon ordered that it be referred to John Pintard to correct the nuisances stated therein.

Ordered that the ordinances for emptying and cleansing the privies on Lot N° 53 Bowery, and N° 13 Charlotte Street be rescinded

A petition of Richard Lloyd was referred to the Street Commissioner

The Committee to whom was referred the Letter of James Sernell, Guerin and others, reported that the applicants had left the Island of S[t] Domingo in distress and in their opinion are entitled to relief. Ordered that the said Report be rejected

Resolved that Richard Furman be authorized to relieve the present necessities of the said applicants with provisions, cloathing and money as in his Judgment may seem proper.

Iss[d] War[t] N° 835

[378] Isaac A Vanhook Attorney to the board reported that the Jury at the last Mayors Court assessed the damage and recompence due to the heirs and legal representatives of John Duryea for their ground taken to widen Cliff Street at $1300 Ordered that the same be approved and that the Mayor issue his Warrant for the same

Isaac Lawrence was permitted to dig a vault opposite to his house in Cortland Street under the direction of the Street Commissioner

A report from James Hardie was received Ordered that new Ordinances be drawn for emptying and cleansing the privies therein mentioned by the 20[th] instant. And that he continue his assistant in Office as long as may be necessary.

A report of John Pintard City Inspector with the draft of an Ordinance for filling in Lots Cellars and yards was received and approved. Ordered that M[r] Pintard be allowed fuel for his office

Resolved that the application of John E. R. Birch under date of the 2[nd] of April 1804 be referred to John Pintard who is hereby authorized to determine on Inspection whether the nuisances therein referred to cannot be effectually corrected by filling up the Sink [379] instead of cleansing the same as heretofore directed and if he shall be of that opinion and so direct and if the same shall be filled up by the time heretofore limited for cleansing the same and being done to the satisfaction of the said John Pintard shall be deemed a compliance with the Ordinance now in force for cleansing the said sink but not otherwise

Resolved that it be referred to the Street Commissioner and Comptroller to inquire into and report upon the expediency of rendering in

future the grants or permits for making vaults under the Streets in front of private Buildings a source of revenue to the Corporation

William Moore, Grocer, corner of Barley & Chappel Streets & Samuel Moore, Mason, Laight Street were appointed Fireman to Company N° 1 in the place of Corn^{s} & Peter Mabie resigned. William Secor and Hilmugh Garrison to Company N° 6 instead of Israel Anderson and Joshua Hunt resigned. Robert Calder N° 178 Pearl Street to Engine N° 24 in the place of William Weyman resigned, and Jacob Rezeau of N° 15, Stone Street to Engine N° 24 in the place of Thomas Lovell resigned.

An Ordinance for the better regulation of Brooklyn ferry passed the Board.

Resolved that the Ferry Committee be authorized to receive proposals for leasing the ferry at Catharine Slip and report the same to the board.

Resolved that Alderman Morton, M^{r} Riggs and M^{r} Bogardus be appointed a Committee to revise the Ordinances of this Board, and that the Clerk deliver to the said Committee copies of such Ordinances as are not in Print

[380] Pursuant to the Statute, for regulating Elections, the Board proceeded to elect Inspectors for the ensuing election to be held on the last Tuesday in April instant when the following persons were duly elected—to wit

1st	ward	Philip Ten Eyck Washington Morton Henry I Wyckoff	5th	ward	Frederick Rhinelander Joshua Barker John P. Groshon
2nd	ward	John W Mulligan John Tom John Griffith Jun^{r}	6th	ward	Matthew Bolmer John Crolius Jun^{r} Anthony Steenback
3d	ward	George Gosman Henry Rogers James Woods.	7th	ward	John Townsend Samuel Stilwell Robert M^{c}Dermut
4th	ward	Leonard Fisher Andrew Mercein Archibald Kerly	[381] 8th	ward	James Farquhar George Lindsay. Joseph Watkins.
9th	ward	James A Stewart Edward Williams William Brady.			

Ordered that the assessment for regulating Grand Street and the Bowery lane be confirmed and that Waters Furman be appointed Collector.

Resolved that the Street Commissioner, and Comptroller be appointed a Committee to inquire and report to this board the most proper mode of filling in the Collect.

Resolved that the third section of the Ordinance to regulate sales at Auction in the City of New York passed 23d of May 1803 be so amended as to include all that part of Wall Street between Water and Front Streets.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts—to wit

Issd Warts

No 803.	Daniel Phœnix for Oil.....	$1417.17
804.	Selah Strong for dirt to be carted into the collect.....	$1000.

[382] In Common Council, April 9th 1804

Present Dewitt Clinton Esquire Mayor
John B Prevost Esquire Recorder

Wynant Van Zandt Junr		Andrew Morris
Philip Brasher		Caleb S Riggs
John Bogert		Jacob Le Roy
John P Ritter		Robert Bogardus
Jacob De la Montagnie	Esquires Aldermen	Joseph Board — Assistants
George Janeway		Clarkson Crolius
Mangle Minthorne		John Beekman
Jacob Morton		Whitehead Fish
Jacob Harsen.		James Striker

A petition of Abraham Rider and others was received and referred to Alderman Morton, Mr Riggs and Mr Bogardus.

The petition of Peter Peterson and others was received and referred to the Watch Committee

The petition of William Bunting and others was referred to the Street Commissioner

The petitions of William Peterson and Joseph [383] Brotherton to be appointed Captain of the City watch instead of Nath H. Rockwell resigned were received and postponed

The resignation of Nathan H. Rockwell as captain of the City watch was received and postponed

A petition of Isaac L Miller for a Butchers stand was referred to the Market Committee

A petition of Nathaniel C Griffiths was received and referred to John Pintard, City Inspector.

A petition from Fire Company No 16 was received and referred to Aldermen Brasher, Bogert and Janeway

The resignation of Jonathan Weeden as an assessor of the sixth ward was received and accepted. Ordered that an election be held at the English Lutheran Church in the sixth ward on Tuesday the 17th day of April instant to choose an Assessor in the place of the said Jonathan Weeden

Ordered that John Townsend one of the assessors in the seventh ward be notified to appear before this board at the next meeting thereof, and qualify, or shew cause to the contrary

Proposals from John Van Winkle, Henry Stanton Dirk Amerman and Joseph Brown respecting the Leasing the ferry at Catherine Slip were received and referred to the Committee on the Ferries.

The petition of William Taylor and others was referred to the Street Commissioner

A petition from John Titus for an extension of his Lease on the Common Lands was referred to the Comptroller

A recommendation of Philip Bauchen for a [384] Butchers stand was referred to the Market Committee

A petition of Andrew Smith for the office of Weighmaster was received and granted.

Resolved that Messieurs Bogardus, Board and Beekman be appointed a Committee to enquire and report whether there are any vacancies in the office of Measurer of grain

William Nexsen junr of the fourth ward auctioneer was appointed a fireman to Company No 21 in the place of Charles White resigned, and Shubael Marshal and Samuel Thompson to Co No 5 in the place of David Fowler and George Rickets resigned, and James Badgely House Carpenter, Benjamin Douglass, Shop keeper Adolph Carter, boat builder, Abraham Dally Ship chandler and John Polhemus chair maker to Engine No 22 in the place of Richard Degroat, John Baptist, Isaac Parker, George Dally, and Joseph Webb resigned.

A report of the Chief Engineer respecting the placing a fire Engine in the vicinity of the State prison was received and postponed

Resolved that a Committee be appointed to confer with the Inspectors of the State Prison relative to the Engine of the said prison and the Company of Firemen to be attached thereto agreeably to the 13 Sec. of the Act relative to the State prison passed April 3, 1801

Ordered that Aldermen Ritter & Morton and [385] Mr Fish be appointed the said Committee

Reports from the Inspectors of Lots in the first and second wards were received Ordered that Ordinances pass the board for cleansing the privies therein mentioned by the 25th day of April instant.

The following Ordinance for filling in the Lots of ground therein mentioned passed the board, to wit

Be it ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council convened this 9th day of April 1804. That the owners and proprietors of the following Lots of ground do cause the same to be filled in with good and wholesome earth so that the water may have a free passage into Greenwich Street and also that a fence be erected around the same by the 15th day of May next under the penalty of $100 each to be recovered with costs of suit in any Court having cognizance of the same.

Two Lots of Ground situate between Greenwich and Lumber Streets belonging to or in the occupation of Comfort Sands.

One Lot of ground situate between dº and dº belonging to or in the occupancy of Nathl Prime

One Lot of ground situated between dº and dº belonging to or in the occupancy of Thomas Ellison

The Street Commissioner to whom was referred the petition of Henry Kermit and others praying that Washington Street may be extended from Rector Street to Beaver Lane reported the following Ordinance to wit

[386] Be it ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council convened this 9th day of April 1804 that the proprietors of all the Lots situated on Washington Street between Rector Street and Beaver Lane be and they are hereby respectively required to cause the said Street in front of their Lots as aforesaid to be docked out to the full breadth of the said Street, and raised and filled with so much good and wholesome earth as in the Judgment of the Street Commissioner shall be deemed necessary.

And be it further Ordained that if the said Street shall not be docked out and raised, and filled as aforesaid on or before the 1st day of August next the proprietor of the Lot opposite to that part of the Street so neglected to be docked out raised and filled as aforesaid shall forfeit the sum of One hundred dollars to be recovered against the said proprietors for every such neglect in any Court having Cognizance thereof with costs of suit

The Street Commissioner to whom was referred the petition of James Stewart and others praying that the intersection of William Street and Sloat Lane, *and Sloat Lane* may be repaved reported an Ordinance for that purpose. Ordered that the said Ordinance [387]

do pass and that George Gosman, John McComb, David Heckle, Abraham Russel and Andrew Morrell be appointed Assessors.

The Street Commissioner to whom was referred the petition of I. Clason and others praying that Cherry Street may be extended to Garden Street. Reported That the improvement of this part of the City is retarded from the occlusion of this street he therefore begs leave to recommend that it be opened conformably to the prayer of the petition. he has caused a diagram to be made of the Lands through which it will run which is herewith presented. As the proprietors of those lands refuse to cede the same for a street the Street Commissioner begs leave to recommend that the Street be opened conformably to an act of the Legislature in that case made and provided. All which is respectfully submitted Joseph Browne
April 9, 1804. St Comr

Ordered that the said report be confirmed and that the Attorney of the board take legal measures to carry the same into effect.

The Street Commissioner reported an Ordinance for repaving the west side of Coenties Slip, Ordered that the same do pass and that George Gosman, John McComb, David Heckle, Abraham Russel and Andrew Morrell be appointed assessors.

A communication from Daniel Smith respecting a number of robberies lately committed was referred to the Watch Committee

Ordered that the Assessment for paving Hester Street be amended by inserting the name of Jasper Blagge in the place of John Bleakly and that a Warrant issue [388] Cornelius Wyncoop Collector of the assessment for making a new drain in Pine Street presented a return of proprietors who have made default in payment Ordered that a Warrant issue to enforce the same.

A return of delinquent watchmen in Captain Lawrence's company was received and referred to the Watch Committee

Resolved that the report of the Street Commissioner under date of the 3d April 1804 respecting the property of Peter Goelet, Elias Kane, William Vandewater John Smith and John Remsen on the west side of Broad Street be adopted and that the Attorney of the Board take the necessary steps to have the value of the said Lots of ground made by a Jury or Juries as the Law directs

Resolved that the City Treasurer forthwith obtain from all the Collectors of taxes in this City levied under the direction of the Mayor Aldermen and Commonalty of the City of New York the sums by them respectively collected and to require the said Collectors respect-

ively without delay to pay into the City Treasury such sums as they have collected and not already paid in, and that such payments be made to the Treasurer [389] by the Collectors respectively on or before Friday next. And that the Treasurer inform this Board at the next meeting thereof what sums have been paid into the Treasury by the Collectors respectively and how much remains to be collected and paid by each Collector.

William Furman was appointed Superintendant of the lower Ferry.

Is^{d} War^{t} for $400. N° 814.

The Comptroller informed the board that he had purchased from James Durand the lot of ground projecting in Chambers Street for the sum of $800 Ordered that the said purchase be approved, and that the Mayor issue his Warrant to the Comptroller for $400 in part payment of the purchase money of the said Lot.

Resolved that Richard Harison Esquire as Counsel of this Board be requested without delay to prepare a suitable petition or application to James Kent Esquire one of the Justices of the Supreme Court for the appointment of suitable persons to estimate and assess the damages which the Mayor, Aldermen and Commonalty have sustained by occasion of the President and Directors of the Manhattan Company having taken up the pavement and dug up the Streets in this City to place the conduit pipes of the said Company to convey the water of the said Company to and through the different parts of this City. And that the said Counsel cause the regular notices to be given to all the parties concerned to the end that the said Estimate and assessment may be regularly conducted

[390] An ordinance relative to the sweeping Chimnies in the City of New York passed the board and Adolph Degrove was appointed Superintendant of Chimnies under the said ordinance

Resolved that Aldermen Bogert & Morton & M^{r} Bogardus and the Comptroller be appointed a Committee to purchase Boats and other necessaries for Brooklyn ferry.

Ordered that the report of John Pintard City Inspector under date of the 9th April 1804 be adopted so far as respects the improvements in the fourth ward. (Except that the penalty be not incurred beyond $100) And also as it respects the Block between Fletcher Street and Burling Slip and that he prepare and present to the Board at the next meeting thereof suitable ordinances for those purposes. And further that he prepare and report to the Board at the next meeting thereof an Ordinance suitable to correct the nuisance at N°

3 Front Street in such manner as is consistent with the powers of this Board in relation thereto. And be it further Resolved to be the duty of John Pintard from time to time to report to this Board drafts of Ordinances to correct the [391] Nuisances which he may discover requiring the interference of this Board.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts—to wit

Isd Warrts			
No 813	The Committee of repairs, for repairs at the Park.....		$300
805	Nicholas Lawrence—City Watch.....		178.36
806	William Van Wart	do	178.36
807	Magnus Beekman	do	148.96
808	Nathan H Rockwell	do	148.96
809	Charles Van Orden	Do	119.56
810	Jacob Hays	do	119.56
812.	John Crolius Junr & Peter Van Zandt—Inspectors of Lots in the 6th Ward.....		203.
811	Edward Watkeys for candles.....		8.33

[392] In Common Council April 16. 1804

Present John B Prevost Esquire Recorder

John Bogert Mangle Minthorne Jacob Harsen Jacob De la Montagnie Wynant Van Zandt Junr Jacob Morton John P Ritter	Esquires Aldermen	Andrew Morris Jacob Le Roy Joseph Board Clarkson Crolius James Striker Caleb S Riggs Robert Bogardus John Beekman

Assistants

The following resolution on the part of the Manhattan Company having been Communicated to the board to wit "Resolved that John 'B. Coles, James Fairlie, Maturin Livingston and Walter Bowne 'Esquires be a committee on the part of this Company to meet any 'Committee that the Common Council of this City may appoint to con- 'fer on the Subject of damages done to the Streets of the City by the 'said Company, and make a reasonable & amicable adjustment of the 'same a true [393] Copy. Henry Remsen Casr M C" Ordered that Aldermen Ritter, De la Montagnie, Harsen & Mr Riggs be a Committee to confer with the Committee named in the said resolution

Mr John Townsend having resigned the office of an assessor of the seventh ward, Ordered that the same be accepted and that a new

Election be held on Monday the 23[d] instant at the house of Jacob Tier in the Bowery to choose an assessor in his stead.

The petition of William E Sheffield to be permitted to keep row boats to carry Passengers from Corlaers hook to Brooklyn was received and the prayer thereof rejected as interfering with the regular established ferries

The petition of Mary M[c]Crea and others was received and referred to the Street Commissioner

The petition of Peter Gœlet and others against taking their ground on the west side of Broad Street having been received Ordered that the same be referred to the Aldermen of each of the Wards, and that the former order respecting the said property be rescinded

The petition of Peter Ogilvie and others respecting the digging out, and regulating of Grand Street was received and referred to the Street Commissioner

The petition of Alexander Jeroliman was received and referred to the Market Committee.

[394] The petition of Jacob Roome for the appointment of a measurer was received and postponed

The Committee to whom was referred the leasing of the Ferry from Catherine Slip to Brooklyn called the upper Ferry beg leave to report it as their opinion that under all circumstances they think it most to the interest of the Corporation and convenience of the Citizens to place the said Ferry under the same regulations as have been adopted respecting the lower or Fly market ferry.

April 16. 1804

J Morton
Rob[t] Bogardus
John Bogert

Ordered that the said Report be adopted and confirmed.

The several petitions of James Duffie & James Scott having been received Ordered that the former be referred to M[r] John Pintard and the latter to the Comptroller

The petition of Elizabeth Cassiher and George Barker to be relieved from a fine imposed upon them in consequence of their Children playing in the Streets on a Sunday was received Ordered that the prayer thereof be granted.

Ordered that Stephen Hall be appointed a Watchman of Captain Rockwells Company [395] in the place of William Crawford who has left the watch

Nevison Greenard Ship Carpenter was appointed a Fireman to Company N° 22 and William Weeks of N° 185 Cherry Street Carpenter was appointed a member of the floating Engine Company.

Daniel Fargo a Watchman of Capt Beekman's Company having been Suspended Ordered that the Subject be referred to the Watch Committee

The draft of a petition to his honor M^r Justice Kent to appoint persons to estimate the damages which have been sustained by this board in consequence of the Conduit pipes of the Manhattan Company being laid through the public Streets. together with the draft of a notice of such application having been presented Ordered that the consideration thereof be postponed.

A report having been received from the Inspectors of Lots in the first ward Ordered that Ordinances be drawn and served for cleansing the privies therein mentioned on or before the 25^th instant and that the residue of the said report be referred to M^r John Pintard

A Similar report from the Inspectors of Lots in the Sixth ward being received Ordered that the like ordinances be drawn and served

The petition of D Lyman and others was referred to M^r Carmer and the petition of Elbert Anderson and others was referred to the Committee appointed to revise the Laws.

An Ordinance for regulating the Ferry at Catherine Slip passed the Board.

[396] "The Committee to whom was referred the Report of the Street Commissioner on the subject of the Tunnel, through Lispenards Meadow" reported "That after having reflected on the proposition to form a Tunnel and having obtained some opinions relative thereto they believe it would be most proper at present to relinquish the project of the Tunnel. It is however necessary that some immediate steps ought to be taken in relation to this object the longer it is delayed the difficulties and expence will accumulate under these circumstances the Committee propose that a Street at least One hundred feet wide be laid out through which a Canal of twenty five feet wide shall be immediately cut the sides of which to be built up with heavy timber. the Committee conceive if this plan is adopted it will answer every immediate purpose and after the grounds are laid out, and the Streets regulated the Corporation will have it in their power to make any permanent arrangement they may think proper. The Committee. Offer the following Resolution—Resolved That the Street Commissioner take [397] immediate measures to carry into effect the plan

for carrying off the water through Lispenards meadow agreeable to the foregoing reports—All which is Submitted by

Wynant Van Zandt Junr
Robt Bogardus.
Mangle Minthorne
Clarkson Crolius.

Ordered that the said report be confirmed and that the resolution thereby recommended pass accordingly.

Alderman Morton gave notice of his intention to move for a reconsideration at the next meeting

The Comptroller to whom it was referred to report upon the expediency of granting the petition of John Titus for an extension of his lease of the Common Lands reported against the prayer of the said petition. Ordered that the consideration of the said report be postponed.

The Comptroller to whom was referred the petition of Robert Lilburne for the lease of four Lots of ground in the Commons which lie in the rear of and adjoining to his Land. Reported That these Lots, with a number of others similarly situated lay in the rear of Lots which have been sold or leased by the Corporation to Individuals and there is no conveyance to come to the road but through their Lands.

It therefore seems proper they should be leased to the persons owning the front Lots [398] I therefore recommend the 4 Lots prayed for be leased to Mr Lilburne for 21 years he paying Ten dollars per year for each Lot

All which is respectfully submitted

New York April 16. 1804. Selah Strong

Ordered that the same be confirmed and that the Comptroller be authorized to make out leases accordingly

The Comptroller begs leave to state to the Common Council that the Lease for the public docks and Slips will expire on the 1st of May next. The present Lessee Charles Smith has offered to continue his Lease for two years longer at 15000 $ per Annum. he gave for the last two years $16,500 per ann, which was $3425 more than the highest offer except his own. At the time he leased the Docks and Slips it was understood that the Corporation had the right to the wharfage on the Slip side of the new piers then about to be built, and it was expected that a considerable revenue would be received from them. The Corporation right to these Piers it is well known has been con-

tested by the proprietors. And the wharfinger has not been able [399] to receive any emolument from them. The Epidemic of last fall was also a serious loss to the Lessee he was deprived of any profit from the wharves for more than two months. At the time Mr Smith hired the wharves and slips it was believed he had given too much for them, and that he would lose money by the contract, but he was encouraged by his friends to go on, believing the Corporation would consider him in the rent, if it should appear at the end of his lease he was an actual loser, but by his industry and attention to the business he with Candour states that he is not a loser, but that he has not received a compensation adequate to the time and attention he has paid to the business from this statement I am induced to believe that the Offer made by the present Lessee is a generous one and fully equal to the value of the Docks and Slips and from the embarrassments he has been under in his present lease he is entitled to a preference

All which is respectfully submitted

April 16th 1804 Selah Strong

Ordered that the said report be confirmed and that the Comptroller be authorized to lease the public wharves and Slips to the said Charles Smith for the ensuing two years at the rate recommended by the said Report

The Street Commissioner reported the draft of an Ordinance to make a Common Sewer [400] in Maiden Lane Ordered that the same pass the board and that George Gosman Abraham Russel. David Heckle Andrew Morrell and John McComb Junr be appointed Assessors for the same.

The Street Commissioner to whom was referred the petition of R. Loyd recommending a Method of cleansing Common Sewers &c reported his opinion that it would not be expedient to adopt such plan Ordered that the subject be referred to the Health Committee

Resolved that the City Treasurer ascertain before the next meeting of the board and report to the board at the next meeting thereof whether any or either of the Collectors of this City and if any or either which of them have collected any part or portion of the taxes by them to be collected besides what they or he may have paid into the Treasury of the City specifying the respective sums so collected and not paid into the Treasury on or before Saturday next.

An Ordinance for preventing and extinguishing of Fires in the City of New york was received and referred to the Committee appointed to revise the Laws

[401] Ordered that an Ordinance for regulating and paving the new Slip from Cherry Street to the South side of Water Street pass the board and that George Gosman John Macomb Junr David Heckle. Kenneth King and Thomas Whitelaw be appointed Assessors for the same.

Resolved that it be referred to the Council of this board and that he be requested to report his opinion whether in case of a fire happening in the City it is lawful for a member of this board or of any of the Engineers for the purpose of suppressing or stopping the progress of a Fire to order any building to be pulled down. And how far in point of law such person would be justifiable in ordering the same.

A Communication was received from Mr John Pintard City Inspector respecting a Sewer or Drain at the Gaol Ordered that it be referred to the Committee of public repairs to have the same made provided they shall deem it expedient And Further that the Clerk request the Sheriff to keep the Gaol in a necessary state of cleanliness.

Ordered that an Ordinance pass the board to make an Assessment of the damages and recompence found by the Jury for the ground taken to widen Leonard Street And that Benjamin Purdy Jacobus Verveelen. Peter Arell. John P Groshon and Arthur Smith be appointed Assessors.

[402] Resolved that the Attorney of this Board without delay take the necessary measures to widen Roosevelt Street from Cherry Street to Water Street so as to make the said Street forty four feet in width on Cherry Street and forty seven feet on Water Street.

Ordered that Henry Stanton be and he is hereby appointed Superintendant of Catherine Slip Ferry.

Ordered that the Mayor issue his Warrants on the Treasurer to pay

Isd Warrts.

Nos	816	Theophilus Beekman a quarters salary as Special Justice	$187.50
	817	Jacob De la Montagnie do	187.50
	818	Bernard Oblenis as Clerk to Special Justices	250.
	815	Bartholomew Skaats to purchase fuel	250.

[403] In Common Council. April 23d 1804

Present John B Prevost Esquire. Recorder

Philip Brasher	Esquires Aldermen	Andrew Morris	Assistants
Jacob Morton		Joseph Board	
Wynant Van Zandt Junr		Robert Bogardus	
John Bogert		Clarkson Crolius	
Jacob De la Montagnie		Caleb S Riggs	
Mangle Minthorne		Jacob Le Roy	
John P Ritter		James Striker	

A petition of Divie Bethune for a water grant opposite his property at Greenwich was received and referred to the Comptroller

The petition of Jamison Cox and others praying that the Corporation will contribute to the expences of a well at the corner of Second and Bullock Streets was received and referred to the Street Commissioner

A petition from Francis Jacobs to be permitted to Sweep chimnies was received and referred to the Superintendant of Chimnies

A petition from Thomas Ten Eyck and others that the wharf at the east side of Coenties Slip be repaired was received and referred to the Street Commissioner

An application of Mr Lilburne respecting the Lease of Lots in the Common Lands was received and referred to the Comptroller

[404] An application of Mrs Hallett against filling in two cellars in Front Street was received, and referred to Mr Pintard.

A petition from Daniel Fargo to be restored as a Watchman was received and referred to the Watch Committee

A petition from William A Hardenbrook to be permitted to resign his appointment as assessor of the 8th ward was received and rejected.

A petition that Hudson Street between Jay and North Moore Streets be paved and regulated was received and referred to the Street Commissioner

A petition of John Stevens to be relieved from a Fine for purchasing butter contrary to law was received and referred to the Attorney of the Board.

A petition of Sarah G. Beekman and others against having their property taken by assessment to widen Roosevelt Street was received and ordered to lie on the table

The City Treasurer presented a report respecting the sums due from the Collectors of the taxes in the respective wards Ordered

that the same be recommitted with instructions that he comply with the former Order of the Board on that subject

The petition of John Everitt claiming a proportion of the Estate of Gardner Baker in the hands of the City Chamberlain together with a report of the Counsel of the [405] Board relative to the said petition having been taken into consideration, Ordered that the same be referred to the City Chamberlain for a state of facts.

A representation from Mr Waters Furman that in the assessment for regulating Bullock Street, there are so many Errors as will prevent the Contractors from complying with their contract without the aid of this Board Ordered that it be referred to the Assessors to amend the said assesment by charging the sums assessed to the true proprietors of the respective Lots.

A petition of Samuel Franklin for leave to extend his wharf near the new slip farther into the river was received and referred to the Comptroller.

Andrew Stout was apointed a Watchman of Captain Rockwells Company in the place of John Edwards who has left the watch

John Bayley grocer residing at the corner of Sixth Street was appointed a member of the Floating Engine Company.

Alderman Brasher
" Morton
Mr Bogardus &
The Comptroller
} Were appointed a Committee to settle the accounts of Mr Seton relative to Bellevue.

David Harriot Collector of the assessment for building a Bulkhead at the new Slip presented a return of the names of persons who have made default in payment Ordered that a Warrant issue to compel payment of the monies assessed to them respectively

The Inspectors of the Election for an assessor of the Sixth ward presented a Poll list by which it [406] appears that Caleb Pell is elected assessor of the said Ward Ordered that he be notified to attend this board and take the oath of office

The Comptroller to whom was referred the petitions of James Amory and James Scott for an Exchange of their purchase for their Lease Lots. Reported, That in laying out, and disposing of the lands in the Common it has so happened that a large proportion of the Lease Lots are upon higher situations and preferable to the purchase Lots. by granting the requests of Messrs Amory and Scott, it will establish a precedent of which others will avail themselves; by which means all the best Lots would be disposed of and the inferior ones

remain with the Corporation It is therefore believed not advisable to grant the prayer of the petitioners.

All which is respectfully submitted

April 23. 1804 Selah Strong

Ordered that the same be confirmed and the prayer of the said petitions rejected

Ordered that a Warrant issue in favour of Thomas Demarest, Collector of the assessment for regulating Spring and Brannon Streets for the sum of $995 being the monies assessed to the Corporation for their property.

[407] Ordered that Mr James Hardie be directed to have the Sinks in the Lots No 63 Chatham Street and 61 Catherine Street cleansed agreeably to the ordinances for that purpose

The City Inspector of the Board having reported a number of Ordinances for correcting and removing nuisances. Ordered that the same do pass

The Inspectors of Lots in the Sixth ward presented a report stating that they have completed their business within the same.

The following resolution having been proposed by Mr Riggs. to wit.

Resolved that the Common Council deem it inexpedient to extend the terms of the leases of the Common Lands beyond the period lately agreed to And Further that the Comptroller call on every Lessee and request him to take out his lease for the Common Lands immediately and to report to the Board the Defaulters to the end that this Board may direct suits to be brought to obtain possession thereof if necessary. And resolved that the Comptroller make the like request as to all grants agreed to be given to individuals and to report the defaulters in the like manner and for the like purposes. A Division having been called upon the first branch of the said Resolution. the same passed as follows.

Affirmative	Negative
Alderman Brasher	Alderman Morton
Bogert	Van Zandt
Minthorne	Mr Morris
Ritter	Bogardus
Mr Board	Le Roy
[408] Crolius	Striker
Riggs	

The other parts of the said resolution passed without a division

Mr Bogardus gave notice of his intention to move a reconsideration thereof

Ordered that the Attorney of the Board cause copies to be made of the petition to his honor Mr Justice Kent to appoint. persons to estimate the damages done to the Streets of this City by the Manhattan Company in laying their conduit pipes and to serve a copy thereof together with a proper notice of the time and place of its presentation upon the President and Directors of the Manhattan Company.

The petition of William Wilson and George Suffern respecting fires near the Bowery road supposed to have been wilfully perpetrated having been received Ordered that the Mayor be authorized to issue a proclamation offering a reward of Three hundred Dollars for the discovery of the Perpetrators, or One hundred Dollars for each of them. to be paid upon their being prosecuted [409] to conviction, And likewise that each of the Captains of Watch of the second District be authorized to employ Six additional watchmen until the further Order of this Board.

Ordered that the Comptroller be authorized to pursue legal measures for the recovery of the arrears of the rent of the upper Ferry, and that the opinion of the counsel of the board be taken whether the Ferry boats cannot be distrained for such arrears.

Ordered that the Chief Engineer be directed to order one of the Fire Engines to be sent for the use of the Town of Harlaem.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts. to wit.

Isd Warts			
Nos 820	Selah Strong for dirt to be carted into the collect.....		$1000.
819	Thomas Demarest for Assesst in Brannon & Spring Streets		995.
821.	Joseph Earle, for oil.....		448.
822	Nicholas Carmer's acct for public repairs.....		1651 31/100
823	Nicholas Lawrence for City watch.....		178 36/100
824	William Van Wart	do	178 36/100
825	Magnus Beekman	Do	148 96/100
826.	Nathan H Rockwell	Do	148 96/100
827.	Jacob Hays	do	119 56/100
828	Charles Van Orden	do	119 56/100
829	Joshua Barker and Simon Fleet—for inspecting Lots in the 5th ward.....		280.
830.	John Hardie. Assistant to Street Commissioner.....		30.

[410] In Common Council. April 30. 1804

Present Dewitt Clinton Esquire Mayor
John B Prevost Esquire Recorder

John Bogert	Esquires Aldermen	Andrew Morris	Assistants
Jacob Morton		Caleb S Riggs	
Philip Brasher		Joseph Board	
Wynant Van Zandt Junr		Clarkson Crolius	
Jacob Harsen		James Striker	
John P Ritter		Robert Bogardus	
Mangle Minthorne		John Beekman	

The Committee to whom was referred the petition of Peter Peterson. Francis McCully and Joseph Parker praying compensation as watchmen during the period they were ill of the Epidemic reported favorably to their application Resolved that they be allowed the same pay which the other watchmen received during the said period

The City Treasurer presented a report of the Sums paid in by the Collectors of taxes in the respective wards.

The City Treasurer having reported respecting the claim of John Everitt to a proportion of the Estate of Gardner Baker deceased paid into the Treasury in right of his wife Mary Everitt a daughter of the deceased [411] and it appearing that the proportion of the said Mary is $13 23/100 Ordered that the same be paid to the said John Everitt and that the Mayor issue his warrant on the Treasury for the same

Isd Wart No 833:

The Comptroller to whom was referred the petition of Divie Bethune reported that a grant ought to be made to him of the soil between high and low water mark at Greenwich upon the same terms as was lately made to William Bayard Ordered that the said Report be confirmed, And that the Comptroller be authorized to make a grant accordingly.

It having been stated to the board by the Comptroller that Mr Lee is willing to purchase Lot No 155 in the Commons (which was formerly sold to Francis Childs and the purchase relinquished by him) for the same price to wit $1175. Ordered that the Comptroller be authorized to grant the same for such sum upon the following terms of payment, ¼ Cash, and the residue at 6 and 12 months, to be properly secured.

A petition of John Hudson for an alteration of the Ordinance respecting Chimnies was referred to the Superintendant of Chimnies

A petition of several occupants of Houses in the Bowery against the regulations lately Ordered to be made in that Street was referred to the Street Commissioner

An opinion of the Council of the Board that no distress can be taken for the arrears due upon the Contract for a ferry was received and read.

The Watch Committee reported favorably to the petition of Daniel Fargo to be reinstated as a watchman. Ordered that he be restored accordingly

John M Bradhurst and Moses Field were permitted to erect a Vault in front of their new building at the [412] Corner of Pearl Street and Peck Slip under the direction of the Street Commissioner

A proposition of Abijah Hammond to convey land for a market near the State prison in return for a Water grant opposite to his property there was received and postponed

William Parker and George Lewis, were dismissed as watchmen. David Demarest, and William Purdy being recommended in their stead the same was referred to the Watch Committee

The Street Commissioner reported favorably to the application of Jamison Cox, in behalf of himself and others for a well at the corner of Bullock and Second Streets. Ordered that a well be accordingly sunk at such place and that this board will make the usual allowance towards the same

A petition of Nicholas Romayne praying that Lombard and Montgomery Streets may be regulated was referred to the Street Commissioner

Ordered that the Street Commissioner be directed to pursue proper measures to obtain a Cession of the Land necessary for the new Canal and Street to be made agreeably to the resolution of this board of the 16th of April instant

Mr Pintard was authorized to continue John Hardie in his employment so long as he may find his services necessary

Mr Pintard City Inspector reported a number of Ordinances for correcting Nuisances Ordered that the same do pass.

[413] An application was received from Stephen Hitchcock Superintendant of Scavingers, praying an increase of Salary. a question

being taken respecting the said application. the division was called by Mr Bogardus and the votes stood as follows.

Affirmative	Negative
The Recorder	Alderman Morton
Alderman Bogert	Brasher
Harsen	Van Zandt
Ritter	Minthorne
Mr Riggs	Morris
Striker	Crolius
Beekman	Board.
Bogardus.	

It being moved that the aforesaid Salary be increased $250. a division was called and taken as before the said Motion was negatived in manner following

Affirmative	[414] Negative
The Recorder	Alderman Morton
Alderman Bogert	Brasher
Harsen	Van Zandt
Ritter	Minthorne
Mr Riggs	Morris
Striker	Board
Bogardus	Crolius
	Beekman

Several other sums, were afterwards proposed, and negatived. The further consideration of the subject was postponed.

Ordered that the Committee to whom was referred the application of the Street Commissioner for an increase of Salary be requested to report at the next meeting

Ordered that Alexander Jeroliman be allowed a stand in the Greenwich market

Ordered that Mr Carmer be directed to report upon the expediency of sinking a well at the corner of Church and Pump Streets

Ordered that Wynant Van Zandt Junior have permission to erect vaults in front of his houses in Broadway Beaver Lane and Water Street under the direction of the Street Commissioner

Ordered that all the Ordinances of this Board contained in the printed book of their Ordinances be and the [415] Same are hereby reordained

Ordered that the Attorney of this Board be directed to discover and prosecute a cartman who has been guilty of leaving a dead carcase in Bullock Street.

Ordered that the Mayor issue his warrants on the Treasurer to pay the following accounts, to wit.

Isd Warts			
Nos	831	Thomas Hazard lighting and cleaning City Lamps.....	$257 73/100
	832	John McKenzie Keeper of Potters field.....	67.50
	834	John Bogert Esquire for the use of the Building Committee	2000.

[416] In Common Council. May 7. 1804

Present Dewitt Clinton Esquire. Mayor

John Bogert		Robert Bogardus	
Wynant Van Zandt Junr		Clarkson Crolius	
Jacob Harsen		Andrew Morris	
Jacob De la Montagnie	Esquires	Joseph Board	Assistants
Jacob Morton	Aldermen	John Beekman	
George Janeway		Caleb S Riggs.	
John P Ritter			
Mangle Minthorne			

The petition of Archibald McCullum and others that the western road on the Commons may be repaired was received and referred to the Street Commissioner

The petition of Marshal R Wilkings and others against filling in the Lots at the corner of Greenwich Street and Beaver Lane was referred to the Street Commissioner and Mr Pintard.

The petition of Jacob Harsen for a water grant opposite his ground at Bloomingdale was referred to the Comptroller

A Communication was received from the President and Directors of the Manhattan Company agreeing to the appointment of three indifferent persons to estimate the damages sustained by this Corporation in consequence of the conduit [417] pipes of the said Company having been laid through the public streets which said Communication is in the words following to wit "At a meeting of the President & Directors of the Manhattan Company. May 7th 1804. The Committee of Water Works, appointed to confer with a Committee of the Common Council of this City, relative to damages done by the Manhattan Company to the Streets, in laying pipes of conduit through the same. Report. That they suggested to the Committee of the Corporation the three following propositions. 1st That the Manhattan Company would immediately employ suitable persons, to repair & put in good condition, all parts of the Streets damaged by reason of laying pipes by the Company. or 2nd That the Manhattan Company would pay a specifick sum to be mutually agreed upon, or 3d That it be submitted to

indifferent persons, mutually to be chosen, to determine what sum should be paid by the Company, for damages they have done to the Streets aforesaid. After discussing the subject, the latter proposition was adopted by the Committee of the Common Council, and the Committees agreed to recommend to their respective boards, to submit the subject of damages Complained of, to three judicious persons, to examine determine and award what sum of money it will be reasonable for the Manhattan Company to pay to the Common Council for damages done by the former to the Streets of this City, by reason of laying pipes of conduct through the same, and that George Gosman, Abraham Russel, & Arthur Smith be appointed for that purpose, whose award should be binding and conclusive upon both parties

Resolved, that the Board agree to the preceding Report.

A true Copy Henry Remsen
Cash[r] M C.

Ordered that the said proposition be accepted by the Board. And that the said George Gosman, Abraham Russel, and Arthur Smith be appointed to estimate the said Damages accordingly

[418] Anthony Steenback was permitted to build vaults in front of his Lots No[s] 340 and 342 Broadway under the direction of the Street Commissioner

The Street Commissioner and Comptroller to whom was referred the petition of John Adriance and James Hammond praying the exclusive right of drawing a Seine on the Beach opposite to their ground on Harlaem River reported in favour of the prayer of the said petition Ordered that the said report and the prayer of the said petition be rejected

A petition of Samuel Russel and Samuel Torbert in behalf of the Trustees of the Presbyterian Church in East Rutgers Street stating that they have placed a clock in their new church in the seventh ward, and praying that the same may be regulated under the direction of the Corporation upon the same footing with the other public clocks being received It was ordered that the prayer of the said petition be granted, and that the Comptroller take order accordingly.

The Clerk presented to the Board the poll list or return of the election of an assessor in the seventh ward in the stead of John Townsend who declined whereby it appears that Samuel Torbet was duly elected. The said Samuel Torbet together with Caleb Pell lately elected an assessor of the Sixth ward appeared before the board and severally took the oaths of office required by Law.

An application was received from Charles M[c]Carty stating that

the premises at the Corner [419] of Cherry and Roosevelt Street which he has rented of the Corporation require repair, was received and referred to the Comptroller

The attorney of the Board, to whom was referred the petition of John Stevens praying the remission of such part of the penalty as the board is entitled to, in consequence of his having purchased butter in the Bear Market contrary to the law against forestalling having reported in favour of the petitioner Ordered that the prayer of the said petition be granted.

An application was received from the Tammany Society in this City stating that they are taking measures to celebrate the twelfth day of May instant on account of the cession of the Province of Louisiania and its dependencies to the United States, and requesting this Board to concur in proper measures for celebrating that event Resolved that Alderman Ritter, Mr Crolius and Mr Bogardus be appointed a Committee to confer with the said Society on that subject.

Mr Riggs, gave notice of his intention to move for a reconsideration of the said resolution at the next meeting

Mr Carmer to whom was referred the resolution of this board of the 30th of April requiring him to examine and report upon the expediency of Sinking a Well at the corner of Church and White Streets having reported his opinion that a well would be proper at that place Ordered that one be accordingly sunk, and that the usual allowance be made towards the expences of the same.

An application was received from Richard Smith, to enlarge the fees of John Butler sweeper of the Exchange Market Ordered that the same be referred to the Market Committee

Resolved that it be considered the duty of John Pintard, the City Inspector appointed by this Board, and such persons as shall be employed by him by the authority of the board to see that all the Ordinances respecting Nuisances be carried into effect.

[420] The Street Commissioner having presented a report relative to the cession of Lands for the new Canal and Street. Ordered that the same be referred to Alderman Morton, the Comptroller and Street Commissioner

The Street Commissioner reported Ordinances for digging out and regulating Cherry Street, and also the same Street between Montgomery and Clinton Street by the fifteenth day of August next, Ordered that the said Ordinances pass the board and that the same be duly served on the owners and occupants of ground on whom the same are intended to operate

The Street Commissioner reported the following regulation as proper to be made for Broadway from the Stone bridge to Prince Street to wit. Beginning at the Stone bridge at an elevation of ten feet above the level of low water thence ascending to Prince Street with an ascent of One inch and three fourths of an inch on ten feet Resolved that the said regulation be adopted that an Ordinance for that purpose pass the board and that George Gosman, John M^cComb junior David Heckle, Andrew Morrell and Abraham Russel be appointed assessors for the same

The Street Commissioner reported the draft of an Ordinance for paving Hudson Street from Barley to North Moore Street Ordered that the same do pass and that the same assessors be appointed.

Resolved that the Street Commissioner prepare an Ordinance by the next meeting of the Common Council for paving the intersection of Second [421] and Bayard Streets including the point or angle between Bayard and Division Streets

Resolved that the Mayor issue his warrant on the Treasurer in favour of Augustus V. Cortland and others for the payment of $175, and that he issue one other Warrant on the Treasurer in favour of Peter Bonnett for the payment of $70 which several sums were awarded by a Jury and Judgments obtained at the Mayors Court for a piece of ground and the Lease thereof in Frankford Street

John Andrews was appointed a Fireman to C^o N^o 26 in the place of Samuel Howell who declines. Christopher Duyckinck Jun^r Sailmaker of N^o 42 Fair Street, to Hook and Ladder Company N^o 1, in the stead of Adam Pintz resigned. Henry Warts painter 59 William Street, and George Miller, Tobacconist N^o 112 Water Street to Company N^o 3 in the room of Samuel Pooley and Edward Smith and Archibald C Mills grocer 182 William Street and Willet Robins N^o 461 Pearl Street as additional members to Company N^o 4 in pursuance of the resolution of this board for that purpose.

The Treasurers monthly account was received and filed.

The following report, was received from M^r John Pintard, City Inspector to wit.

The undersigned, appointed to ascertain the best mode of correcting the several nuisances reported by the Inspectors of Lots, and to present drafts of Ordinances necessary to remove or correct the same;

Reports, that the several ordinances, herewith presented from N^o 353 to N^o 411, inclusive, ought, in his opinion to be passed, for the purposes therein specified.

Although, from motives of economy, respecting time and expence,

these ordinances are drawn in general terms; [422] the concurrence of our fellow citizens to carry into complete effect the salutary improvements prescribed by your honorable board, removes all apprehension of necessity to enforce the penalty. Instances to the Contrary, may however occur, where there are suspicions of such cases it will be absolutely necessary to draft the ordinances with every possible precision For this purpose the exact situation and boundaries must be accurately described, and the City Surveyor must be employed to ascertain the levels to which Lots and cellars are to be raised or dug out. Directions are requested to call on the Surveyor for this end, whose expences, it is to be presumed are to be charged on the property surveyed.

The Street Commissioner in conjunction with the subscriber has viewed the water Lots between Pecks Slip and new Slip in the Fourth ward, where bulkheads appear necessary to remedy the several nuisances reported by the Inspectors of that ward. From the very flat state of the adjacent streets, between the East River, and Chatham Street, it appears to be a subject for serious consideration whether the permanent line for erecting wharves along this part of the City ought to extend beyond Front Street. As the principle for regulating these bulkheads appears an object of high importance as well to the public interest as individual rights, it is respectfully suggested, that before any ordinance be drafted a Committee of your honorable board should be appointed to examine the premises and afford their instructions on the subject. The [423] Judgment of the same Committee will be requisite respecting the bulkheads contemplated between the Coffee house Slip and the old Slip.

All which is respectfully submitted

May 7. 1804. John Pintard

Ordered that the several ordinances presented with the said report do pass. that Mr Pintard be authorized to call upon the Street Commissioner from time to time as occasion may demand for his assistance and advice And that Aldermen Morton, Bogert and Van Zandt be appointed a Committee to examine such premises as may require alterations and improvements in relation to the health of the City, and afford such instructions to Mr Pintard with respect to his duties therein as they may deem most proper.

Resolved that the Ferry Committee be authorized to agree with John Foster and allow him the one half of a small building to be erected at the Catherine Market, in lieu of the Ferry house.

Resolved that the Superintendants of the Ferries be directed to report at the next meeting of the Board the persons whom they recommend as assistants

Ordered that Mr Carmer be authorized to repair the ferry stairs at Catherine Slip.

Alderman De La Montagnie } Were appointed a Committee to inquire
Brasher and Morton } into the rights of the Corporation to the
Soil as far as low water mark on the Jersey Shore

Ordered that the Comptroller call on Mr Quackenbos for a return of the monies paid to him for the ground taken to widen Leonard Street together with interest, his title having proved defective

Ordered that the Superintendant of the Alms house pay Captain Miles for the proportion to which this Board [424] was entitled in a certain quantity of Flour belonging to him and which was seized by the Inspector at the rate of 6 Dollars the barrel

Ordered that the resignation of Nathan H Rockwell as one of the Captains of the City watch be and the same is hereby accepted

The board proceeded to ballot for a Captain of the City watch in the stead of Mr Rockwell John Farrington having the greatest number of votes was appointed.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts to wit

Isd Warrts		
Nos 836.	Thos Hazard for constables & conveying Vagrants to Bridewell	$81.25
837	James Hardie for Services	131.25
838	John Pintard for Services as City Inspector	177.
839	John Oothout for himself and the other Inspectors of 1st ward	395.50
840	Archd Kerly & Andrew Raymond Inspectors of 4th ward	420.
841	Thos Boyle for repaving Streets	12.87
842	Danl Phœnix cash advanced Jacob Barker for Oil	1322.44
843	Richard Harison Esqr Salary as Counsel	300.
844	Tunis Wortman do as Clerk	150.
845	Justices of the Justices Court for Salary	462.
846	William Van Wart—City Watch	178.36
847	Nicholas Lawrence— do	178.36
848	Magnus Beekman— do	178.36
849	Nathan H Rockwell— do	178.36
850	Charles Van Orden— Do	119.56
851	Jacob Hays do	119.56
852	Augs Van Cortland for ground taken to widen Frankford Street	175.
853	Peter Bonnet for do	70.

[425] In Common Council. May 14. 1804.

Present. John B Prevost Esquire Recorder

Wynant Van Zandt Junr	Esquires Aldermen	Andrew Morris	Assistants
Mangle Minthorne		Jacob Le Roy	
Jacob De la Montagnie		John Beekman	
Jacob Harsen		Clarkson Crolius	
George Janeway		Joseph Board	
Jacob Morton		Robert Bogardus	
John Bogert		James Striker	
John P Ritter		Caleb S Riggs	

A petition that Murray Street between Broadway and Church Street be regulated and paved was received and referred to the Street Commissioner

A petition from several of the Constables and Marshals stating inconveniences in the Law respecting sales at auction was referred to Alderman De la Montagnie Mr Beekman and Mr Striker

An application from the Inspectors of the State Prison for a loan of monies to repair the said prison was received, and ordered to lie on the Table

An application of Richard Smith to hire the Ferry at Hellgate was received and referred to the Comptroller

Ephraim Hart was permitted to make a Drain from his yard in Greenwich Street to the main drain in the [426] said Street

Henry Stanton Superintendant of the new Ferry in pursuance of the directions of the Board stated that he had selected Jonathan Titus as his assistant and requested the concurrence of the board in such appointment. Resolved that this board approve of the appointment of Jonathan Titus, and Concur therein

Waters Furman Collector of the assessment, for, regulating Hester Street stated that the said assessment had been amended by charging the sum assessed to John Bleakly to Jasper Blagg, and requested that as the said Jasper Blagge was absent at sea that a Warrant might issue for £14: 17 being the monies assessed to him*

Ordered that the Mayor be authorized to issue his Warrant for the said sum accordingly

Waters Furman Collector of the assessment for regulating Henry Street from Catherine to George Street returned a list of the delinquent proprietors Ordered that a Warrant issue to enforce payment of the monies assessed to them respectively

* Marginal note reads *Lien*.—ED.

Andrew Carpenter, Ship Carpenter, at the corner of Harman and East Rutgers Street was appointed a Fireman of Company N° 17 in place of Robert M^cDowle expelled. William C. Ballard, Merchant of the Seventh Ward was appointed a Member of the Floating Engine Company. Joseph Price Gunsmith of N° 6, Peck Slip was appointed a member of the [427] said Company. John Tear. Butcher of the Bowery was appointed a Fireman to Company N° 10 in the stead of Matthias Jordan expelled. John Cavenagh was appointed a Fireman to Company N° 13 in the place of Jonas Utt resigned, and Christopher Hughes Grocer of the corner of Roosevelt and Bancker Street was appointed a Fireman of Company N° 17 in the stead of Henry Thorne resigned,

A petition that Thomas Street be filled in and regulated was referred to the Street Commissioner and M^r Pintard

The Street Commissioner to whom was referred the petition of Archibald M^cCullum and others, praying that the west road laid out through the Commons may be opened and worked, reported that in his opinion it would be inexpedient, for the present to work the said road, but that it is necessary, the Cross road leading from the middle road to the west road near M^r Jones's should be improved. And that another Cross road should also be opened and worked on the leased lots of David Wagstaff adjoining the Lot of Doct^r Goodwin, he therefore begs leave to recommend that the said cross roads be opened and worked accordingly. All which is respectfully submitted

May 14. 1804. Joseph Browne St Co^r

Ordered that the said report be confirmed, and that the said Cross roads be opened and worked agreeably thereto.

A petition that Magazine Street be regulated was received and referred to the Street Commissioner

The Street Commissioner to whom was referred the petition of Peter Ogilvie and others praying that Grand Street may be dug out and regulated reported the following regulation thereof to wit. Beginning [428] at the intersection of third Street thence ascending to the distance of 137 feet six inches with an ascent of one inch on ten feet, thence descending to Suffolk Street with a descent of one inch on ten feet, thence ascending to Pitt Street with an ascent of three inches on ten feet thence descending to Goerck Street with a descent of 3 ⅕ inches on ten feet Ordered that the said report be confirmed, that an Ordinance pass accordingly and that George Gosman, John M^cComb jun^r David Heckle, Abraham Russel and Andrew Morrell be appointed assessors.

The Street Commissioner and Inspector to whom was referred the memorial of *M R Wilkings and others requesting a Suspension of the Ordinance for filling in the water Lots adjoining Washington Street at the intersection of Beaver Lane. reported, that in their opinion no injury to the health of the inhabitants of that part of the City is likely to arise from filling in said water Lots. That moreover the improvements contemplated by the aforesaid Ordinance are essentially necessary to afford an intercourse between Washington Street and Greenwich Street, through Beaver Lane, for which reasons it appears inexpedient to comply with the request of the said Memorialists.

All which is respectfully submitted
Joseph Browne S[t] Com[r]
John Pintard. Inspector

Ordered that the said report be confirmed

[429] The Street Commissioner reported an Ordinance for paving the intersection of Bayard and Second Streets Ordered that the same do pass and that George Gosman. John M[c]Comb jun[r] David Heckle. Abraham Russel and Andrew Morrell be appointed assessors.

Ordered that David Heckle be permitted to erect a Lime house in Chamber Street under the direction of the Street Commissioner.

A petition of William Thomas for a water grant opposite his property in Scammel Street at Corlaers hook was received and referred to Alderman Minthorne, the Comptroller and Street Commissioner

A petition of Jacob Aims for a Butchers Stall, was received and referred to the Market Committee

An Assessment for making the Common Sewer in Maiden lane was received and confirmed and Jeremiah Marshal appointed Collector of the same.

A report of the Street Commissioner on the subject of the new Tunnel accompanied with written opinions of D[r] Miller. D[r] Kemp. M[r] Mangin and M[r] Loss was received and referred to Alderman Morton. Alderman Van Zandt and M[r] Riggs

Ordered that the Street Commissioner ascertain whether he can obtain a Cession of the Land necessary for the new Tunnel to pass through and upon what terms and report to the board at the next meeting

A report of the Street Commissioner in favour of a Canal or Sewer

* Marginal note reads *P. 416.*—ED.

from Batavia Lane and the adjacent Streets to the East River was received and confirmed Ordered that the Street Commissioner prepare the draft of an Ordinance for that purpose and present the same to the board at the next meeting

Resolved that a Bulkhead be built across Charlotte Slip and the same be filled in with Earth [430] and that the Street Commissioner draw an ordinance for that purpose and report the same to the Board at the next meeting

Resolved that a bulkhead be built across George's Slip and the same be filled in with earth, and that the Street Commissioner draw an ordinance for that purpose and report the same to the board at the next meeting

An ordinance for making an assessment of the property taken to widen Jacob Street, passed the board, and Archibald Kerly William Cook, Isaac Cock, Henry Miller and Frederick Devon were appointed assessors for the same

Ordered that the Committee appointed to confer with the Tammany Society relative to arrangements for celebrating the acquisition of the Province of Louisiana by the United States be dismissed.

The Committee appointed to view the Situation of Mr Goelets property at White hall Slip. Reported, that they have visited the premises in question and find that in consequence of Mr Goelet making void the restriction in his leases which prevented his Tenants from enjoying any part of the rear ground has in some instances been productive of beneficial effects, as some of the Tenants already occupy ground in the rear of Mr Goelet. independent of this circumstance the Committee are of opinion that the present situation of this property is such as will not Justify the board in carrying into effect the project heretofore proposed. The following resolution is offered Resolved that a resolution passed this board for taking by assessment the [431] property of Peter Goelet at White hall Slip, be and the same is hereby repealed. All which is submitted by.

Wynant Van Zandt Jr
John Bogert
Jno Pr Ritter
J. D. L Montagnie
George Janeway
Mangle Minthorne
Jacob Harsen

Ordered that the said report be confirmed and that the resolution thereby recommended pass accordingly.

Mr Pintard City Inspector reported several ordinances for the correction of nuisances. Ordered that the same do pass.

Ordered that the Superintendant of the Fly market Ferry, report by the next meeting the person he shall recommend as assistant.

The Board proceeded to visit the Bridewell and Alms house and found the same in a state of good condition.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts—to wit

Isd Warts Nos		
854	Selah Strong for the Clerks and Constables at the late election	$225.50
855	Richard Furman for the use of the Alms house	9000.
856	John Bogert Esqr for the Committee of repairs	500.
857	James Seton for repairs done to, & articles left at Bellevue	228.88
858	John Burger—Coroners fees	67.50
859	The proprietors of the Daily advertiser	37.50
860	Chas Van Orden, a quarters rent of the room used by Watch of 3d District	25.
861	George Gosman and John McComb, for Curb stone &c..	127.87
862	John Quackenbos—Six Mos Salary as Inspector of Bread	375.
863	Van Mater & Co for two large Ferry boats	300.
864.	T B Jansen & Co Stationary furnished the Inspectors of Lots	86.12

[432] In Common Council. May 21. 1804

Present. Dewitt Clinton Esquire Mayor
John B. Prevost Esquire. Recorder

Wynant Van Zandt Junr Mangle Minthorne Jacob De la Montagnie George Janeway Philip Brasher Jacob Harsen John P Ritter Jacob Morton	Esquires Aldermen	Caleb S Riggs James Striker Clarkson Crolius Robert Bogardus Joseph Board — Assistants

A memorial of John J Glover against digging out Montgomery Street from Cherry to Lombard Street was received and referred to Alderman Minthorne. Mr Beekman and the Street Commissioner

A petition of Robert Giles for the remission of a fine on account of obstructing Chesnut Street was referred to the attorney of the Board.

A petition of Henry Pope and others for constructing a new Sewer as far as No 61. Maiden Lane being received Ordered that the Street

Commissioner prepare the [433] draft of an Ordinance for that purpose.

A petition that the Common Sewer near the Whitehall be repaired, with Brick Arches was received and referred to the Street Commissioner.

A petition of James Philips that a part of Pump Street be regulated being received, Ordered that the Street Commissioner report the draft of an ordinance for that purpose.

Ordered that Comfort Sands and Nathaniel Prime be prosecuted for not complying with the Ordinance of this board directing them to fill in certain Lots of ground passed the 9th day of April last, And that a new Ordinance compelling them to fill in the same by the first day of June next pass the board, and that copies thereof be served upon them respectively.

A petition of Elizabeth Baker for her proportion of the estate of Gardner Baker in the hands of the City Treasurer was received and referred to the Treasurer

Ordered that George Ireland be permitted to erect a vault in front of his house Nº 287 Greenwich Street under the direction of the Street Commissioner

William Furman Superintendant of the Fly Market Ferry reported to the board that he had selected Henry Dawson and John Herbert as his Assistants and prayed that they might be appointed Ordered that Henry Dawson be appointed an Assistant and that the recommendation of John Herbert stand over for consideration

The Committee to whom was referred the petition of William Thomas praying that Scammel Street may not be extended below Water Street [434] Reported. that having examined the situation of the ground they are of opinion it would be very inexpedient to grant the prayer of the petition and therefore beg leave to recommend that the same be rejected.

Mangle Minthorne
May 21. 1804. Joseph Browne
Selah Strong

Ordered that the said report be confirmed and the prayer of the said Petition rejected accordingly.

Joseph Geraud was appointed a Fireman to Company Nº 13 instead of John Marvin resigned.

Ordered that the Attorney of the Board be authorized to employ Mr Harison or if his attendance cannot be procured some other

Counsel to assist him in the assessment of the value of the property taken to widen Roosevelt Street.

The Street Commissioner reported Ordinances for paving Thomas Street between Hudson and Chapel Street, for repaving Murray Street between Broadway and church Street. and for building a Bulk head across the head of Georges Slip Ordered that the Said Ordinances respectively pass the board And that George Gosman. John M^{c}Comb Ju^{r} David Heckle. Abraham Russel and Andrew Morrell be appointed assessors for the same

The Street Commissioner reported an [435] Ordinance directing the proprietors of Water Lots between Georges Slip and Charlotte Slip to cause a new Bulk head to be made in front of their Lots to extend within five feet of the South Side of Water Street and to be filled in with good and wholesome earth by the first day of August next. Ordered that the said Ordinance pass

Upon receiving the report of the Watch Committee recommending the same Ordered that David Demarest William Purdy and Adonijah Harrison be appointed Watchmen and Simeon Freeland, John Sheppard and George W Gaine substitutes of the Watch Company under the command of Jacob Hays.

Ordered that Jacob Aims have a Butchers stand assigned him in the Greenwich Street Market

The Market Committee to whom was referred the application of Richard Smith requesting that the pay of John Butler sweeper of the Exchange Market may be increased to the sum of One dollar per week reported favorably thereto, Ordered that the said report be confirmed And that the said John Butler be in future allowed One Dollar per week as Sweeper of the Exchange Market.

M^{r} Pintard City Inspector reported several Ordinances for the correction of Nuisances. Ordered that the same do pass.

Ordered that Messieurs Mangin. Loss and Stilwell City Surveyors be directed to ascertain what is the precise difference of level between the Waters of the North and East Rivers and report thereon to the board at the next meeting

Ordered that the Inspector of this Board be requested to see that the different laws against [436] Nuisances are carried into effect.

The Committee to whom was referred the Memorial of the Street Commissioner respecting the raising of his Salary. Report, that from the progression, improvement, and extension of the City, the duties of the Street Commissioner are very considerably increased and as those duties will require the whole and undivided attention of the person

so employed the Committee are of opinion that the present Salary of the Street Commissioner is not adequate to the services which this board ought to require from him they therefore recommend that the Salary of the Street Commissioner be increased to the Sum of Seven hundred pounds per annum to be allowed from the last settlement of his accounts.

J Morton Ch^{n}
Philip Brasher
George Janeway.

Resolved that the Street Commissioner relinquish all private or other employments which may interfere with his employment as Street Commissioner to the end that the board may have the whole of his time devoted to their Service And that the Street Commissioner receive as a compensation for his services at and after the rate of Seventeen hundred and fifty Dollars per annum.

[437] The following opinions of Richard Harison, and Robert Troup Esquires relative to the jurisdictional rights &^{c} of the Corporation along the Jersey shore were received—to wit

"The Proprietors of Powles Hook having it in Contemplation as appears from their advertisement dated the 5th instant, to sell lots, and to build wharves, in order to promote the success of their establishment. It becomes interesting to the Corporation of the City of New York to ascertain how far their rights will be infringed by the sale of the land under the water, and by the erection of Wharves. For this purpose, the following questions are submitted to your consideration, and you are requested to answer them in writing

1. Have the Corporation a right, or title to the land under the water opposite to, and adjoining Powles Hook?

2. If the Corporation have not a right, or title to the land does the same belong to the State of New York?

3. Have the Corporation a right of Jurisdiction over the land covered with water opposite to and adjoining Powles Hook?

4. If the Corporation possess a right of Jurisdiction over the Land, can wharves be built unless by their permission, and under their directions?

Answer.

Having examined the several questions above stated I am of opinion

1st That the Corporation has no Right [438] or Title to the Land under the Water of Hudson's River, opposite to, and adjoining Powles

hook; the same not being given to them by their Charters, or by any other means that I am acquainted with. But.

2ndly I am of opinion that such Land, belongs to the State of New York, because it is included in the grant made by King Charles the 2nd to his Brother the Duke of York, and not in my Judgment comprehended by the grant from the Duke to the Proprietors of New Jersey. It is well known that so much of the Land between Connecticut River and Delaware Bay as passed by the grant to the Duke and was not conveyed to the proprietors of New Jersey reverted to the Crown upon the accession of James the Second, and formed the Colony of New York or part of it. And it is to be observed that in settling the disputed Boundary Line between the Colonies of New York and New Jersey the line of separation or North line of New Jersey was not extended farther East than to a rock on the west side of Hudsons River. thereby shewing that New Jersey was not considered as extending farther Eastward. This Line was sanctioned by Legislative Acts of both Colonies

3dly I am further of Opinion. That [439] the right of Jurisdiction over the Land above mentioned under the water of Hudsons River is vested in the Corporation.

1st Because their charter extends the City to the west shore of Hudsons river or to the West bounds of the Colony of New York, and

2ndly Because the County of New York according to the Act of the Legislature dividing the State into counties is bounded by the State of New Jersey to the Westward or the west side of Hudsons River.

4thly In Answer to the fourth question I beg leave to say that I incline to the opinion that no Wharves can lawfully be built on the west side of Hudsons River opposite to Powles Hook unless by the permission, and under the directions of the Corporation, nor at any rate, without a grant from the State, for the Land to be covered by them.

Richd Harison

New York 17 May 1804

Answers. (to the same questions verbatim)

I have maturely reflected upon the preceding questions and the following are respectfully submitted as my answers to them.

To the first question. I answer, that upon a perusal of the Charter of New York I am of opinion that the Corporation have no

right or title to the land under the water opposite to, and adjoining Powles hook.

In answer to the second question I observe that the grant of King Charles II to the Duke of York. bearing [440] date the 12th March 1664 grants to the Duke, the whole of Hudsons river, and the subsequent release of the Duke to Lord, Berkeley and Sir George Carteret bearing date the 24th June in the same year bounds the Colony of New Jersey. On the East partly by the Main Sea, and partly by Hudsons River, And the several acts of the Legislatures of the colonies of New York and New Jersey for establishing the boundary line between the Colonies. the one passed the 16 February 1771 and the other the 26 Septr 1772 determine that the N West boundary line of the Colony of New Jersey and the S West boundary line of the colony of New york shall be a straight line from the fork or branch formed by the junction of the Stream or Waters called the Mahackmack with the river called the Delaware or Fishkill to a rock on the West side of Hudsons River marked by the Surveyors, in the latitude of forty one degrees. These different documents I have attentively considered, and I think a sound construction of them warrants an opinion that the right and title to the land under the water opposite to and adjoining Powles Hook are vested in the People of the State of New York.

[441] To the third question. I answer that the Charter after defining the limits and jurisdiction of the City on the side of West Chester, and on Long Island, and extending them to the South side of Red hook, proceeds to declare that the same shall run from the South side of Red hook on "a line across the North River so as to include Nutten Island, Bedlow's Island, Bucking Island, and Oyster Island, to low water mark on the West side of the North river, or so far as the limits of the Province of New York extend there, and so to run up along the west side of the said River at low water mark or along the limits of the said province until it comes directly opposite to the river or Creek" called Syptden Duyvel. I am therefore of opinion that the Corporation have a right of Jurisdiction at least as far as low water mark, over the Land covered with water opposite to and adjoining Powles Hook.

To the fourth question I answer that by the express terms of the Charter the wharfage of all wharves within the limits of the City. is granted to the Corporation, and it appears to me a fair conclusion from the Charter that the Corporation is entitled to exercise its discretion as to the places where and the manner in which the wharves shall be built; I am Consequently of opinion that every attempt to

build a wharf beyond low water mark (and probably beyond high water mark) on land covered with water, opposite to and adjoining Powles Hook unless by the permission and under the directions of the Corporation, will be an infringement of their Jurisdictional Rights.

New york 19 May 1804. Robt Troup

[442] Ordered that it be referred to the Alderman and Assistant of the Ninth ward to report to this Board respecting the best method of opening and repairing the Public Roads

The Comptroller to whom was referred the petition of Charles McCarty reports that the house at the corner of Cherry Street and Roosevelt Street which belongs to the Corporation was leased to the Executor of Samuel Ackerly deceased for Seven years at £30 per annum—that the lease will expire on the first of May 1806. That the petitioner has purchased the remainder of the lease the building appears to be in immediate want of repair. that part of it which joins on Roosevelt Street, is built on Piles and considerably settled and fallen off from the adjoining House. It is necessary for the preservation of the Building that a Stone Wall should be made under it and the house be raised to a level which will require considerable expence which the Lessee is not willing to incur without the assurance of an extension of his lease.

The Comptroller takes the Liberty to recommend a renewal of the Lease Commencing the 1st of May, 1806 [443] at the rate of $200. per annum

All which is respectfully Submitted

May 21. 1804. Selah Strong

Resolved that the report of the Comptroller upon the petition of Charles McCarty be approved of with the following alterations to wit. That the said Charles McCarty be compelled within four years to erect on the Lot a good, well built, brick house of at least two stories, and that the same at the end of the lease be valued and paid for by the Corporation, and that he pay the yearly rent of $150 from the time the said House is so built and until he does so build he shall pay $200 per year.

A division having been called upon the said resolution the same passed as follows.

Affirmative		Negative
Alderman Van Zandt	Mr Riggs	Alderman Minthorne
De la Montagnie	Striker	Brasher
Janeway	Crolius	Morton
Harsen	Bogardus	
Ritter	Board	

Alderman Brasher gave notice of his intention to move a reconsideration of the said resolution at the next meeting

[444] Ordered that the Mayor issue Warrants on the Treasurer to pay the following accounts to wit

Is[d] Warts

No[s] 865	Magnus Beekman for city watch		$178.36
866	John Farrington	do	178.36
867	William Van Wart	do	178.36
868	Nich[s] Lawrence	do	178.36
869	Jacob Hays	Do	119.56
870	Charles Van Orden	Do	119.56
871	Proprietors of Evening Post for advertising		25.
872	Jn[o] Hardy for services		30.
873	William Thurston & Jon[n] A Pell Inspectors of 7[th] ward		558.25
874	Elias Nexsen & Benjamin Strong Inspectors of 2[nd] ward		269.50
875	Oliver Waldron for repairs to public roads		1299. 8
876	Selah Strong balance due on the purchase of a Lot of ground taken to widen Chamber Street		400.
877	Selah Strong for dirt carted into collect		500.

[445] In Common Council, May 28[th] 1804

Present Dewitt Clinton Esquire Mayor
John B Prevost Esquire. Recorder.

Mangle Minthorne		Andrew Morris	
Jacob Morton		Jacob Le Roy	
John P Ritter		Caleb S Riggs	
Jacob De la Montagnie	Esquires	Joseph Board	
Philip Brasher	Aldermen	Clarkson Crolius	Assistants
Jacob Harsen		John Beekman	
Wynant Van Zandt Jun[r]		Robert Bogardus	
George Janeway		James Striker	

The petitions of Jacob Hays one of the Captains of the City watch and of Stephen Ogden one of the Watchmen stating that they were ill of the late Epidemic and praying that they may receive pay during period were received and Ordered to be granted upon the Comptrollers being satisfied of the facts

A petition of Hannah West praying for the wearing apparel and articles of her mother who died a pauper in the Alms house was received, and referred to the Superintendant of the Alms house.

The Attorney of the Board to whom was referred the petition of Robert Giles praying for the remission of [446] a fine incurred by his lumbering Chesnut Street having reported unfavorably to the said

petition Ordered that the consideration of the said report be postponed.

Ordered that the ordinance for building a Bulkhead between George's and Charlotte Slip be extended until the first day of October next

A Communication was received from the Superintendant of the Flymarket Ferry recommending Samuel Burdsall as one of his assistants Ordered that the same be referred to the Ferry Committee

A petition from John Jackson praying for a water grant opposite to his property at Brooklyn was received and referred to the Comptroller

The Street Commissioner and Comptroller having been directed by a resolution of the Board to enquire and report the most proper means of filling in the Collect, have the honour to report. that by a resolution of the Common Council dated the day of the Street Commissioner was authorized to pay for any earth that might be delivered into the Collect a Sum not exceeding five Cents ℔ Load. That in Consequence of this resolution persons have been appointed to give tickets for the earth so to be delivered, and once in every week [447] the amount of those tickets has been paid by the comptroller on this account there has been paid the sum of $10917 $^{35}/_{100}$ the work is probably more than 1/3 finished. Among the great number of Cartmen that have delivered earth into the Collect, some of them have delivered Loads too small in quantity, it has become very difficult in all cases to avoid some imposition in this way, but active, careful men are now employed, who it is hoped in future, will prevent a repetition of this abuse. A Contract is made for digging out Leonard Street estimated at four cents ℔ Load, and the load to be nine cubic feet. A contract is also made for the surplus earth that will be to be removed from Grand Street, as it has been regulated. As the person who has made this contract is to receive about $1500 from the proprietors of the adjacent Lots he is interested in seeing that the Cartmen he has employed for this purpose carry good loads.

It is Expected, and Steps are taken to make a contract for a large quantity of earth belonging to the estate of the Messieurs Van Cortlandts, which as it is very contiguous to the Collect it is presumed may be delivered into it at 4 Cents ℔ Load A Contract may be so made as to prevent imposition if this earth should be procured it will with the contracts already made be nearly as much as will probably be required to fill up those low grounds to their intended heighth—In

that case it would be proper to suspend the order for receiving earth from other places. All which is respectfully submitted

Joseph Browne
May 28. 1804 St Comr
Selah Strong

[448] Ordered that the Comptroller be requested to ascertain upon what terms the earth can be procured of the Messieurs Van Cortland, and that the consideration of the residue of the said report be postponed

The Chief Engineer having recommended John Pritchard, William Day. Andrew Simmons. Andrew Minuse. John Burling. Richard Rhodes. Thomas McGuin. Henry Yeomans. John Banker and Joel Holden to be Firemen of the new Engine stationed at the upper part of Broadway and the said John Pritchard to be Foreman thereof Ordered that they be appointed accordingly.

A petition of T. Bibby and others praying that a part of Greenwich Street may be raised in such a manner as to make a proper descent to carry off the filth was received and referred to the Street Commissioner

The Committee to whom was referred the petition of Peter Pra Van Zandt beg leave to make the following report. to wit.

That they have held a conference with Mr Van Zandt upon the subject referred to them and submit the following propositions as the result of that Conference All which [449] is submitted by.

J. D L Montagnie
Robt Bogardus
Caleb S Riggs.

Proposals. To the Committee appointed on an amicable suit depending between Peter P Van Zandt and the Corporation

First. That the Corporation do give me the wharfage of my Pier and water which I built

Second That I will relinquish the claim of the 99 yr Lease of David Provoost. to the Corporation provided they will give me a deed vesting the said property in me and my heirs. Immediately after the expiration of said 99 year lease

Thirdly. That the Corporation take the matter into their serious consideration and say what compensation in good conscience ought to be allowed for the Damage I have Sustained in laying out of his property 55 years.

Further I have built 110 feet of said Pier, asked for, beyond the

Corporation charter It being sanctioned by an act of the Legislature in fee I have from the year 1772 'till this day expended a considerable Sum in seeking a just right and that too a very valuable one

Lastly I beg the favor as an old citizen that the Corporation will view the premises that those now belonging to the Board unacquainted may have a perfect knowledge of the case and judge accordingly It is my wish that an amicable adjustment may take [450] place and the intended suit set aside. I remain with due respect.

Your most Obt Servt

To Aldn Montagnie Peter Pr Van Zandt

Chairman of the Committee.

Ordered that the consideration thereof be postponed.

The Committee appointed to view the water Lots between Dover Street, and Catherine Slip and to afford the Inspector the necessary instructions for drafting ordinances respecting erecting Bulk heads in front of the same—Report. That after a careful Inspection of said Water Lots they are of opinion that the general plan adopted for extending the water Lots along the South side of this City to the permanent line of South Street ought to be adhered to Notwithstanding the low Situation of this part of the City. adequate means may hereafter be provided to drain the back Streets. any deviation from the general plan will not only disfigure the harbour but incur the hazard of embaying such part as should not extend to the permanent line and Subject it to be, very soon, filled up with mud, by reason of the eddy Currents. Your Committee have therefore instructed [451] the Inspector to prepare the several ordinances for erecting Bulk heads in front of the aforesaid Lots to extend for the present uniformly to the South side of Front Street, and the time to be allowed for executing the same to be limited to the first day of November next

The Committee also consider it expedient that the water Lots appertaining to Mess John Jones and Joshua Jones on the west side of the Coffee House Slip should also be carried out to the permanent line of South Street. Whereby the whole front between said Slip and the old Slip will be compleated. The time for fulfilling the same to be limitted to the thirty first day of July next. Your committee has instructed the Inspector accordingly. All which is respectfully submitted

New York 28th May. 1804.

J Morton
Wynant Van Zandt Jnr
John Bogert

Ordered that the same be confirmed and that ordinances for the purposes therein mentioned pass accordingly.

The Street Commissioner and Comptroller to whom was referred the petition of George Codwise Junr Report. That the property between Burling and Beekman Slips wholly belongs to George Codwise Junr George Bowne, and Peter Schermerhorn. That the conditions of the grants to Codwise & Schermerhorn were that they should dock out to the permanent line and make South Street the whole breadth of their grants by the 1 october 1804 [452] That George Bowne was to dock out within three months after notice was given him by the Corporation. By Mr Schermerhorn and Mr Codwise docking out and complying with the condition of their grants there will be left the space of 48 feet opposite to Mr Bowne's Lot which will prevent the passage from Burling to Beekman Slips through South Street and render the improvements made by Messieurs Codwise and Schermerhorn of little use. It therefore seems proper that Mr Bowne should be Ordered to unite with the other proprietors to make the Bulkhead and fill up the intermediate space with good and wholesome earth in a reasonable time.

We therefore offer the following resolution

Resolved that notice be given to George Bowne to make and compleat a good and sufficient Bulkhead to range with the South side of South Street of at least 25 feet wide on or before the 1st day of October next and to fill up the intermediate space with good and wholesome earth by the 1st of April next under the penalty of 100 Dollars for each Lot. All which &c

May 28. 1804

Joseph Browne St Cor
Selah Strong

[453] Ordered that the said report be confirmed, that the resolution thereby recommended pass the board and that the Street Commissioner draw an ordinance conformably thereto

A report was received from John Farrington one of the Captains of the City watch stating that he has suspended some of his watchmen and recommending others in their stead. Ordered that the same be referred to the Watch Committee.

Upon receiving the report of the Watch Committee Ordered that Jacob Brower David Medlar. Joseph Farr. Andrew Ingersol. William Fardon. and John Acker be appointed substitutes of Captain Lawrence's watch.

The Street Commissioner to whom was referred the petition of

Henry Pope and others praying that the Common Sewer now building in Maiden Lane may be extended to N° 60 in said Street. has the Honor to report an ordinance for this purpose which includes the whole of the work done and to be done that the expence may be justly apportioned. If this should be adopted he begs leave to recommend that the Ordinance heretofore passed on this subject may be repealed. All which &c

May 28. 1804 Joseph Browne
St Com^r

Ordered that the said report be confirmed and that the Ordinance thereby recommended pass the board.

[454] The Committee to whom was referred the petition of John J Glover praying that the ordinance for digging out Montgomery Street may be repealed, "has" the honor to report that in their opinion the public good requires that the Street in question should be regulated and dug out. They are also of opinion that it would manifestly tend to the great injury of D^r Romayne and the Lessees of Lots on this Street if the Ordinance should now be repealed. And they do further believe that instead of an injury being done to M^r Glover by this regulation that it would greatly enhance the value of his property The Committee therefore begs leave to recommend that the prayer of the petition be not granted. All which is respectfully submitted

Mangle Minthorne
May 28. 1804 Jno Beekman
Joseph Browne
St Com^r

Upon considering the said report Ordered that M^r Glover have further time to regulate his Lots until the first day of October next.

The Street Commissioner to whom [455] was referred the petition of Henry Hulsart. Henry Rutgers and others for that purpose reported an Ordinance for the regulation of Division Street to Grand Street, of Suffolk Street and of Jefferson Street. Ordered that the said Ordinance pass the board and that George Gosman, John Macomb Jun^r Abraham Russel, Andrew Morrell and David Heckle be appointed assessors for the same

The following report being received to wit

The Committee to whom was referred the Subject relative to roads having taken the matter fully into consideration, and maturely considered the same have the honor to Report That since the subject was referred to the Committee they have taken a view of the roads as well

those already worked and in use as the one now making under the direction of Mr Waldron and although the Bill last audited would appear high Yet the Committee are of opinion the same is not higher than could be expected from the nature of the work, and that done and which is well constructed and especially when at the same time he repaired the other roads under his direction which alone necessarily cost considerable Notwithstanding the Committee are of opinion that the working of the roads, and making new [456] ones should be put under a different regulation than at present and for that purpose recommend to the Board the following

1st That a Committee of roads be appointed to consist of four members and the Street Commissioner whose duty it shall be to examine the roads and report to the Board every month.

2. That the Road masters respectively give their personal attendance, find one horse and cart, and for which they respectively shall receive two dollars and fifty cents per day.

3. That they respectively keep in employ six men which number of men, nor carts shall not be augmented unless by the order of the Committee or one of them.

4. That the same Committee divide the roads as nearly equal as possible all circumstances considered and assign to each road master his part

And as it is impossible to say what sum the present new road will cost owing to the roughness of the ground, large rocks &ca The Committee do therefore recommend that the same as well as all other new roads be done by contract in which case the board will know what the same will cost and be better able to determine upon the subject.

The Committee under a full conviction it would be most advisable to adopt the plan before mentioned beg leave to offer the following resolutions

Resolved that a road committee be appointed and the Street Commissioner.

[457] Resolved that the Road masters respectively give their personal attendance and that they respectively receive for the same including one horse and cart two dollars and fifty cents per day.

Resolved that each road master keep six men employed during the usual and proper season of repairing the public roads which number shall not be augmented, nor shall the number of carts be increased unless by the order of the Committee or one of them

Resolved that the said Committee divide the roads as nearly equal

as possible and assign to each road master his part to work and repair

Resolved that the present new road be finished by contract and that the Committee be authorized to receive proposals, and report the same to the board and that all new roads be done in like manner.

Jacob Harsen
James Striker.

Ordered that the said report be confirmed, that the resolutions thereby recommended pass accordingly, and that the Aldermen and Assistants of the ninth and seventh wards, together with the Street Commissioner be appointed a road Committee in pursuance of the said resolutions.

A Communication was received from Peter Lorillard and others stating it to be their intention to sell some Land through which it is necessary that the contemplated Canal should pass and their wish to give the board a preference in the purchase Ordered that the same be referred to the Comptroller

Alderman Morton, Alderman Brasher & Mr Crolius } Were appointed a Committee to consider whether the existing systems for cleansing the City and remedying nuisances are susceptible of further improvement, and if so to report what shall appear [458] to them the best means for carrying the same into effect

Resolved that the lower end of Fair Street ought to be altered and opened so as to carry the same into Pearl Street opposite to the head of Beekman Slip and that the Street Commissioner cause a survey to be made of the place so as to shew the alteration contemplated by the above resolution and present a plan thereof to this Board at the next meeting thereof

Resolved that Beekman Street ought to be opened and carried through from Pearl Street to the East River, And that the Street Commissioner in behalf of this Board endeavour to treat with the owners of the ground and premises necessary to accomplish this resolution and report the result to this Board without delay.

The City Inspector reported a number of ordinances for the correction and removal of nuisances. Ordered that the same pass the board.

Ordered that the Broadway and Bowery roads be carried through agreeably to a map or plan thereof marked N° 2, and in the possession of the Street Commissioner And that the Street Commissioner call on the different proprietors of Land through which the same must pass and ascertain whether they are willing to make voluntary cessions for

that purpose, And also that a committee of five members of this Board be appointed to [459] Consider and report whether any beneficial alteration of the said plan can be made. Alderman Van Zandt Harsen, Morton, Minthorne and the Street Commissioner were appointed the said Committee.

The petition of Elizabeth Baker praying her proportion of the estate of Gardner Baker together with the report of the Treasurer thereon were referred to the attorney of the Board.

Resolved that the Comptroller and Street Commissioner enquire whether Gerard Walton has not taken possession of a Lot of ground, the corner of Fly market and South Street belonging to the Corporation of this City and which this Board has not granted and report at the next meeting

The Comptroller and Street Commissioner were requested to enquire into the State of the public grounds near the arsenal.

Ordered that the Magistrates of this City be authorized at the expence of this Board, to employ from time to time at their discretion such Peace Officers as they may deem necessary to suppress improper and riotous conduct and to apprehend vagrants and Street Beggars.

Ordered that the Street Commissioner and Comptroller be requested to procure a proper map or plan of the ground in the neighbourhood of the Collect belonging to this Board, And that the Comptroller be requested to consider and report with regard to the most advantageous [460] Method of disposing thereof

Ordered that the Mayor issue his Warrants on the Treasurer to pay.

Issd Warts

Nos	878	Thomas Hazard for lighting & cleaning City Lamps.....	$257.72
	879	Thomas Hazard for a quarters salary as keeper of the Bridewell including two assistants.....	437.50
	880	Bartholomew Skaats for a quarters Salary as Doorkeeper including that of his assistant &c.....	113.96
	881	Hicks. Jenkins &c for oil.....	1188.50
	882	John Bogert Esqr for the Building Committee.....	2000.
	883	Selah Strong for dirt to be carted into collect.....	1000.

[461] In Common Council. June 4. 1804

Present Dewitt Clinton Esquire. Mayor

Esquires Aldermen	Assistants
Mangle Minthorne	Andrew Morris
Wynant Van Zandt Junr	Robert Bogardus
Jacob Harsen	Clarkson Crolius
John P Ritter	James Striker
John Bogert	Joseph Board
Jacob De la Montagnie	Jacob Le Roy
Philip Brasher	James Beekman
Jacob Morton	
George Janeway	

A petition that Hester Street from Second to Suffolk Street be regulated and paved. A petition of Samuel L. Mitchill and others that East Rutgers Street from Cherry to Division Street be paved, and a petition from John Nevin and others stating that they have undertaken the digging out of Mott and Elizabeth Streets under the expectation of carting the dirt into the collect at the rate of five cents per load and praying that the dirt may be received at that rate were severally received and referred to the Street Commissioner

Petitions from Gabriel Furman for a water grant opposite his property at Corlaers hook and of John Adriance for a water grant opposite his property at Harlaem [462] River were received and referred to the Comptroller

Joshua Waddington was permitted to erect a vault in front of his house in Pine Street under the direction of the Street Commissioner

A petition from Margaret Segar praying that the Board will have her Lot of ground No 52 Roosevelt Street filled in on account of her age and poverty was received and referred to Mr Pintard

A petition from Solomon Townsend for a remission of a fine for incumbering a wharf was received and referred to the Street Commissioner and Attorney of the Board.

A petition from Frederick Rigur and others that the road Art Street at the corner of Sandy hill and the Broadway may be repaired was referred to the Road Committee

The Board having been informed that sundry persons have lately undertaken to construct wharves within the bounds of this City below High water mark on the west side of Hudson's River without any authority for so doing from the People of the State of New York or from this Board Do hereby give public notice that such encroachments being made without their permission or consent must be at the peril of the persons concerned.

The preceding notification having been proposed by Alderman Brasher and a division [463] thereupon called by him the same passed the board in manner following.

Affirmative

Alderman Minthorne	Mr Morris
Van Zandt	Board
Ritter	Crolius
Bogert	Striker
Dela Montagnie	Le Roy
Brasher	Beekman
Janeway	

Negative

Alderman Harsen	Alderman Morton

A motion being made that the said notification together with the opinions of Richard Harison and Robert Troup Esquires entered in the minutes of the 21st of May last be published in the several newspapers employed by this board, Alderman Brasher called a division thereupon, when the said motion was carried as follows.

Affirmative

The same as in the preceding division

Negative

The same as in the preceding division with the addition of Mr Bogardus.

[464] Mr Bogardus gave notice of his intention to move a reconsideration of the said notice for publication at the next meeting

The Ferry Committee having reported in favor of the appointment of Samuel Birdsall as assistant of the Fly market Ferry, Ordered that the said report be confirmed and the said Samuel Birdsall appointed accordingly

On receiving the report of the Watch Committee Ordered that Francis Marschalk, and Thomas Forbet be appointed watchmen of Captain Farringtons company in the place of Samuel Charlotte and William Sewell who have left the watch and that John Quackenbos John Sibert. Aaron Gardner and Samuel Craft be appointed Substitutes of the said Company.

The Street Commissioner presented a report in favor of regulating Vezey Street Slip Ordered that the same be confirmed and that ordinances be drawn accordingly

The Comptroller to whom was referred the petition of John Jackson. Reports. That the petitioner owns about 1200 feet of Land on the shore between the Navy yard and the land of Joshua Sands on

Long Island [465] That he is desirous of obtaining the soil between high and low water mark for the purpose of docking out and improving his property. As there does not appear to be any reasonable objection against Mr Jackson's improving—it is recommended that a grant be made to him of the Soil between high and low water mark opposite his land at Brooklyn he paying Six pence per foot per annum for 40 years and one shilling per foot after that period.

All which is submitted

New York 4 June 1804 Selah Strong

Ordered that the said report be confirmed, and that the Comptroller be authorized to make a grant accordingly with an exception and reservation nevertheless of a strip of the ground covered with water of the breadth of two feet to be bounded by low water mark on the westerly side thereof and to extend and be continued the whole length of the grant so to be made to Mr Jackson

An Ordinance passed the board requiring George Bowne to make and compleat a good and sufficient bulk head to range with the South side of South Street in pursuance of the resolution passed at the last meeting

The Street Commissioner and Comptroller being directed by a resolution of the Common Council to enquire whether Gerard Walton has taken possession of a Lot of ground the corner of Fly market and South Street belonging to the Corporation of this City and which this Board has not granted have the honour to report that having examined the premises they [466] are of opinion that the claim of Mr Walton to this ground is as well founded as that of the other proprietors of this part of South Street the North Side of this Street in this place is about 40 feet below the right of soil vested by Charter in the Corporation but Mr Walton having complied with all the ordinances of the Corporation in filling in this ground and compleating South Street to the permanent line in front of this Lot it is presumed that his Title must be deemed valid

As Mr Walton is now about to erect buildings and enclose this ground. the Street on the West side of the Fly market Slip will be rendered impassable for Carriages. the distance from the slip to the buildings will be only about five feet. The shutting up of a Street of such public utility it is presumed ought not to be permitted. it will therefore be necessary either to purchase as much of Mr W's ground as will leave a Street of Sufficient width, or to dock out and fill in as much of the Slip as will be adequate to this purpose. Mr

Walton without compulsion will not part with any of this ground for this purpose at any price and to take off as much from the width of the Slip as will be necessary for the Street [467] will greatly diminish its utility—the Street on the east side of this slip is also much too narrow and ought to be widened. under all the circumstances of the case the Committee beg leave to give it as their opinion that it would be best to fill in the whole of the slip as far as the middle of South Street. This will remove the nuisance occasioned by the quantity of mud that is bare at low water, the fish market might be extended, or the new ground might be left to give more room at the end of the Market which is much wanted, South Street would be much improved by it. Some inconveniencies attend this plan the first is, that the Common Sewer under the market must be extended from its present outlet to the new bulkhead on nearly a level. if properly constructed this inconvenience will not be great. the next is the diminution of the capacity of the Slip which is already too small, this however may be remedied by extending the Slip the whole length of the piers that are to be built there. Your Committee are well aware that the Pier on the West side of the Slip is lately determined by the Supreme Court to be private property, but it is presumable that the proprietors might be induced to sell to the Corporation at a reasonable price the Slip side of this pier This extension of the Slip in any view of the Subject is essentially necessary for the accommodation of market boats. Your Committee therefore beg leave to offer the following resolutions

Resolved that a Bulk head be built [468] across the Fly Market Slip in a line with the middle of South Street. that the interval be filled in with good, and wholesome earth—that the Common Sewer be extended to the bulk head so intended to be built, and that proper ordinances be drawn for this purpose

Resolved that the Comptroller and Street Commissioner be authorized to treat on the part of the Corporation with the proprietors of the Pier on the west side of the Fly Market Slip for the purchase of the Slip side of said pier

All which &c

Joseph Browne
S^{t} Com^{r}
Selah Strong

June 4. 1804.

Ordered that the same be confirmed and that the resolutions thereby recommended pass accordingly

The Street Commissioner having presented reports. respecting the continuation of Beekman and Fair Streets the consideration thereof was postponed.

Upon receiving the report of the Street Commissioner Ordered that an Ordinance pass for the regulation and paving of Pump Street from Elizabeth [469] to Mott Street and that George Gosman. John M^cComb junior. David Heckle. Abraham Russel and Andrew Morrell be appointed assessors for the same.

The Street Commissioner to whom was referred a Letter of Peter Lorillard respecting Lands he owns in Lispenards meadow has the honor to report that M^r Lorillards situation like many others is very embarrassing for want of knowing the intended direction of the streets in this part of the City, but as this question cannot be settled until the board shall be pleased to determine conclusively respecting the mode of conveying off the water from this neighbourhood. The Street Commissioner hopes this subject will engage the attention of the Board and undergo a final decision as the delay is attended with a continual increase of difficulties.

All which is respectfully submitted

June 4. 1804 Joseph Browne
St Com^r

Ordered that the said report be filed.

A petition from Theophilus Beekman Esquire praying that the Sallary of the special Justices may be increased was received and referred to Alderman Van Zandt. Janeway & M^r Bogardus

Charles Van Orden one of the Captains of the City Watch of the third District resigned that Office, Ordered that his resignation be accepted

Thereupon the board proceeded to ballot for [470] a person to be appointed in his stead George Goodheart having the greatest number of votes was appointed accordingly And it was likewise ordered that Thomas Darling be appointed assistant to Captain Goodheart.

John J Labagh N° 34 Broad Street Stone Cutter was appointed a Fireman to Company N° 20 in the stead of Stephen Rich resigned and Jacob Bagley North Moore Street to Company N° 27 instead of Nicholas Davore resigned

A petition from Alexander Wilson praying that a fine incurred by his chimnies taking fire be remitted was received and granted

The City Inspector reported several ordinances for the removal of Nuisances Ordered that the same do pass.

Ordered that the Inspector be directed to cause a vacant Lot between Chappel and Leonard Street. belonging to John Wilson to be filled in, as neither the said John Wilson nor any person to represent him can be found.

Resolved that the Road Committee take immediate measures to work the *cross [471] road from Kings bridge road between Jones & Walkers to the Bloomingdale road.

Alderman Van Zandt, Alderman Morton & Mr Crolius were authorized to employ some suitable person to report the plan of a Tunnel or canal most proper to drain the waters from the low lands, between the East and North Rivers

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts—to wit

Isd Warts			
Nos 884	Anthony Dey for costs of the Suit agt Richd Scott		$247.
885	Nicholas Lawrence for City Watch		178.36
886	William Van Wart	do	178.36
887	John Farrington	do	178.36
888	Magnus Beekman	do	178.36
889	Charles Van Orden	do	119.56
890	Jacob Hays	do	119.56
891	Jacob Hays and others for allowance during the time they were ill of the Epidemic		89.70
892	Oliver Waldron repairing public roads		278.50
893	Hicks. Jenkins & Co for oil		4590.
894	Willet Seaman lost Fire buckets		4.

[472] In Common Council. June 11. 1804

Present Dewitt Clinton Esquire. Mayor

Wynant Van Zandt Junr		Robert Bogardus	
Philip Brasher		John Beekman	
Jacob De la Montagnie		James Striker	
John P Ritter	Esquires Aldermen	Caleb S Riggs	Assistants
John Bogert		Andrew Morris	
Jacob Harsen		Joseph Board	
Mangle Minthorne			
Jacob Morton			

A petition from Joseph Winter and others that the time for building Bulk heads near the New Slip be extended was referred to the Street Commissioner

Ordered that the ordinance for regulating Division Street from the distance of eighty feet from Charlotte Street to Grand Street be, and the same is hereby repealed

* Marginal note reads *Harsenville Road.*—Ed.

On receiving the petition of the Sheriff for that purpose Ordered that the Committee of public repairs take measures to place the Gaol in a state of sufficient repair and also see that the same is properly cleansed

John G Leake was permitted to erect vaults [473] in front of his lots in Chatham Street under the direction of the Street Commissioner.

A petition that Greenwich Street between Carlisle and Rector Street be repaved was referred to the Street Commissioner with directions to report an ordinance

A petition of Joseph R Leggett and others for the removal of nuisances in upper Oliver Street was referred to the Street Commissioner and Inspector

A petition for a new brick sewer in Beaver Street was referred to the Street Commissioner with directions to report an Ordinance for that purpose and to contain a clause for repaving the Street in case it shall be deemed necessary

An application of Henry Stanton for the mud scow to clean out the slip at the new Ferry was referred to the Superintendant of Scavengers.

Captain Beekmans watch return was received and referred to the Watch Committee

Francis M^{c}Culle was reinstated as a Watchman

On receiving the report of the Watch Committee Jonathan Lownsberry, James Thompson, Abraham Coon Thomas Willes, Amos Rand, and Walter Anderson were appointed substitutes of Captain Van Warts Company

The following persons were appointed Firemen Sylvanus F. Jenkins 379 Pearl Street Merchant, Valentine Hicks. 253 William Street Merchant, James Vesterfield 43 Warren Street Mason, John J Henderson 203 Greenwich Street Grocer. David Taylor 37 Chapel Street Cartman to Company N^{o} 25. Nicholas Romaine of the Bowery road instead of William Pinckney resigned. Lewis Keeler of the Bowery instead of Aaron Place resigned to Company N^{o} 10. Thomas Phœbus of the first ward Grocer instead [474] of John Fitzpatrick resigned. Charles C Williams Ironmonger Thomas S Willets. Ironmonger and Dennis Miller Tobacconist instead of John Hitchcock. Thomas Prior & Henry W Thorne resigned to Company N^{o} 13. Cornelius Poillon N^{o} 76 Nassau Street Ship Joiner instead of Davis Bleakley resigned James Willet N^{o} 17 Beekman Street Grocer Joseph Leggett N^{o} 279 Pearl Street Merchant John Mills N^{o} 53 Henry Street boatbuilder. James M^{c}Bain N^{o} 9 Cheapside Street Sail maker in-

stead of Nevington Greenard resigned. William Adams Rigger N° 20 Harman Street instead of Edward Tylee resigned. Ebenezer L Burling N° 25 Beekman Street Cabinet Maker instead of John Bailey resigned. John Barrow of Bedlow Street Ship wright instead of John Evans resigned Hezekiah Peck N° 270 Water Street Taylor instead of Matthew Dikeman resigned to the floating Engine Company.

Resolved, that an Ordinance pass for the repaving Fletcher Street between Water Street and Front Street and that part of Front Street between Fletcher Street and Burling Slip And that George Gosman John M^cComb jun^r Abraham Russel David Heckle and Andrew Morrell be appointed assessors.

The Street Commissioner presented a report in favor of repaving Greenwich Street [475] between Marketfield Street and Beaver Lane Ordered that the same be confirmed and an ordinance drawn accordingly

The Street Commissioner reported an amended ordinance for building a Bulkhead at Georges Slip So that the same be made to the distance of One hundred and fourteen feet below the old one, Ordered that the same do pass, and that George Gosman, John M^cComb Jun^r David Heckle, Abraham Russel, and Andrew Morrell be appointed assessors.

The Street Commissioner reported an ordinance for constructing a Common Sewer at Whitehall Slip. The consideration thereof was postponed.

The Street Commissioner reported an Ordinance for regulating and paving Rutgers Street from Division Street to the present bulk head Ordered that the same do pass. and that George Gosman. John M^cComb jun^r David Heckle. Abraham Russel and Andrew Morrell be and they are hereby appointed assessors

Ordered that the Attorney of the board be and he is hereby directed to prosecute John De Lancey, Comfort Sands and Nathaniel Prime for breaches of ordinances of this board directing them to fill in their Lots of ground by the several days and times mentioned in such ordinances respectively

The Street Commissioner to whom was referred the petition of John Niven and others praying that the Surplus ground of Elizabeth Mott and Pump Streets may be taken at the rate of five cents per load for the purpose of filling in the Collect having reported in favor of the said petition Ordered that the said report be confirmed, and the ground taken & paid for accordingly.

The Board, proceeded to a reconsideration [476] of the subject

of the grant of a water right to Mr John Jackson Ordered that the reservation of two feet directed to be made in such grant be waived and dispensed with on the part of this board And that the Comptroller be authorized to make a grant to Mr Jackson in pursuance of his report.

An Assessment for the common sewer in Maiden lane was received and confirmed and William Dustan appointed Collector

Mr Riggs, presented the draft of an instrument of arbitration between this board and the Manhattan Company in pursuance of the resolution lately passed for that purpose the same being approved of and confirmed

Ordered that copies thereof be made authenticated under the Common Seal and interchanged with the President and Directors of the said Company

Upon receiving the report of the City Inspector ordered that the Ordinance for filling in a Lot of ground in Roosevelt Street belonging to the Widow Segar be and the same is hereby repealed.

The City Inspector reported several ordinances for the correction and removal of Nuisances Ordered that the same do pass

Ordered that Beekman Street, be extended and continued through to [477] the East River and that the attorney of the board take the legal measures to obtain the ground necessary for that purpose.

Ordered that Fair Street be extended to Pearl Street opposite to the head of Beekman Slip and that the Street Commissioner be directed to ascertain and report upon what terms the ground for that purpose can be obtained.

Ordered that the following clause be substituted for the first clause of the present Ordinance for establishing the assize of bread in the City of New York.

" Be it Ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council convened that every Baker or other person who shall use or carry on the trade or business of a Baker either in person or by employing any other person to use or carry on the said trade or business under his, or her directions or for his or her benefit or profit, within the City of New York shall cause all loaf bread whatsoever which he or she shall bake or cause or procure to be baked to be marked with the initial letters of his. her or their Christian and Surname plainly to be seen on each loaf thereof. And all loaf bread which shall not be so marked shall be forfeited and shall and may be seized and disposed of to and for the use of the Poor of the City of New York And the person or persons so offending

shall also forfeit and pay Ten Cents for every loaf thereof so neglected to be marked as aforesaid.

Ordered that John Quackenbos be reappointed Inspector of bread.

The Committee to whom was referred, the petition of [478] Theophilus Beekman Esquire praying that the salary of the special Justices may be increased having reported favorably to the said petition Resolved that the sum of $250 per annum be added to each of the present Salaries of the police Magistrates to be computed from the last quarter

Alderman Brasher, Bogert & Mr Striker } Were appointed a Committee to inquire and report whether the present salary of the Physician of the Alms house affords a sufficient compensation for his services

Ordered that the Mayor issue his Warrants on the Treasurer to pay.

Issd Warrts		
Nos 895	Joseph Browne a quarters salary as Street Comr.....	$442.50
896	James Hardie for Services as Asst to Do.....	70.50
897	James J Myers for repairs to public roads.....	665.54
898.	Philip Ruckel for balance on his contract.....	675.
899	Stephen Baxter for filling in vacant Lots.....	55.
900	William Kay. for making a new well at the corner of Birmingham, and Bedlow Streets.....	174.25
901	Selah Strong Esqr for dirt to be carted into Collect.....	1000.

[479] In Common Council. June 18. 1804

Present. Dewitt Clinton Esquire. Mayor

Wynant Van Zandt Jur Jacob Morton Philip Brasher John P Ritter Jacob De la Montagnie Mangle Minthorne Jacob Harsen John Bogert	Esquires Aldermen	Robert Bogardus Clarkson Crolius Andrew Morris Caleb S Riggs James Striker John Beekman Joseph Board } Assistants

On receiving the report of the Market Committee ordered that the stand No 7 Exchange Market be assigned to John Lyons.

A return of the members of Captain Goodhearts Watch Company was received and referred to the Watch Committee

A petition of Thomas Pearsall respecting a Building in front of John and Cliff Streets incroaching on the Street was received and referred to the Street Commissioner and Comptroller

A communication of Mr Harison respecting the suit commenced

by this board against Patten for a Blacksmiths shop and part of a wharf held by him under the Riker family having been received [480] that the Clerk make search for such papers as may be in his possession and useful in such suit and that Mr Harison be authorized to employ such assistant Counsel as he may think proper

An application of Rufus Davenport to hire ground on the Boston post road and a petition of Hezekiah B. Pierpoint for a water grant opposite to his property at Brooklyn were received and referred to the Comptroller

Thomas Brookes of Magazine Street Tanner and Jasper E Ruckel of N° 67 Chatham Street were appointed Firemen to Company N° 8 in the stead of John Pritchet and Bartholomew Smith resigned.

On receiving the report of the attorney of the Board ordered that the proportion to which Elizabeth Baker is entitled in the Estate of Gardner Baker in the hands of the City Treasurer be advanced to her upon her giving such Security as the Attorney may approve.

The Attorney of the Board, and Street Commissioner to whom was referred the petition of Solomon Townsend Reported that from the facts collected as well as from the admission of the petitioner he ought to be released as to all but one penalty and that he pay the same together with costs of Suit

Ordered that the said Report be confirmed

[481] A petition from Asa Holden for the laying out, and opening Thompson Street was referred to the Street Commissioner

A Communication of Dr Charles Buxton respecting the means of preserving the health of the City was referred to the Health Committee

On receiving reports from the Street Commissioner Ordered that Ordinances pass for the repavement of Fletcher Street from Water to Front Street and of Front Street from Fletcher Street to Burling Slip. Of Hester Street from the east canal in first Street to Suffolk Street— for the repaving Greenwich Street between Rector and Carlisle Street and Carlisle Street to the Bulkhead and that George Gosman. John McComb junr David Heckle, Abraham Russel, and Andrew Morrell be appointed assessors for the same

A report of the Street Commissioner on the petition of Joseph Winter and others to extend the time of building the bulk head on the South Side of Front Street was referred to Alderman Ritter, the Street Commissioner and Inspector.

The Street Commissioner has the honour to report that an Ordinance has lately been passed for repaving Sloat Lane. Beaver Street

also requires repaving as a very considerable improvement may be made in carrying off the water from this neighbourhood by giving a descent of it through William Street across Stone Street and as many of the proprietors of Lots are desirous that this improvement should now take place. The [482] Street Commissioner has the honor to recommend that an ordinance be passed for regulating William Street beginning at the distance of One hundred feet above the South gutter in Beaver Street thence descending to the South gutter in Pearl Street with a Slope of 1½ inch, on ten feet—that Sloat Lane Beaver Street and Stone Street be made to conform thereto.

All which is respectfully submitted

Joseph Browne

June 18. 1804 St Comr

Ordered that the same be confirmed and that the Street Commissioner prepare an ordinance for that purpose.

Ordered that Division, Jefferson, and Suffolk Streets be regulated by four different assessments in manner following to wit.

1 Division Street from the commencement of the present regulation to the end of the present pavement

2 From the present pavement to Clinton Street

3 The residue of Division Street & Jefferson Street

4 Suffolk Street,

And that an Ordinance for that purpose be drawn and reported by Street Commissioner.*

The Street Commissioner & Comptroller who were required to examine and report the situation of the publick ground near the Arsenal.

Report

That in the year 1797, when there was a prospect of a rupture between the United States and Great Britain, the exposed situation of this city required that immediate measures should be taken to put it in some state of defence. The Citizens had a meeting and appointed Commissioners to take such measures for the defence of the city as should appear to them most proper. The Commissioners advised that an Arsenal for the reception of Arms and military Stores should be built. The Corporation furnished the funds and it was built under their direction, and on their ground, in the manner as it now Stands. The following winter the Legislature repaid the Corporation the ex-

* At this point is a sheet inserted in the records at a later date with pages unnumbered.—Ed.

pence of building the Arsenal and appointed an Agent to take charge of it. The *Commissary of Military Stores, who at present has the charge of the Arsenal has authorised the erection of an Armory Shop in the yard. And there is now erecting a building two stories high apparently for a dwelling house. It is understood that the Commissary has leased the ground where these buildings stand for a term of years, he asserts he has done this by the direction of the Surveyor General, who is authorized by law to lease for a term not exceeding seven Years such parts of the Lots of Land belonging to the people of the State of New York contiguous to the Arsenals or Military Stores, as may not be necessary to remain attached to the same. The Corporation have never conveyed the ground where the Arsenal is built nor any part of the yard, but as it was built at the expence of the State and for the defence of the City, it is proper it should be under the direction of the State and so much of the yard as is necessary to be attached to it. The late †Commissary of Military Stores is of opinion that a yard of thirty feet in breadth on the side of the Arsenal is amply sufficient. The remaining part of the yard is therefore unnecessary to be attached to the Arsenal, and ought to be under the control and at the disposal of the Corporation, which is more particularly shewn by the dotted line on the profile accompanying this report.

All which is respectfully submitted.

June. 18. 1804. Joseph Brown. S^{t} Com^{r}

Selah Strong. Compt^{r}

Clerk of Common Council Office. March 22^{d} 1808.

Memorandum.

This subject has been revived in the memorials of John Moore and the report of the Comptroller thereon on the subject of ground rent due for the premises. See Vol. 18. P. 253. It was omitted to be entered at the time, and is now inserted. The following order having been made in consequence of said Report.

John Pintard.

Clerk C. C.

[483] Ordered that the Committee of public repairs be directed to set up a fence attaching so much ground as is designated within a dotted line on the map thereof in the possession of the Street Commissioner to the Arsenal and that the same be done under the direction

* Marginal note reads *John McLean.*—ED.

† Marginal note reads *General Stevens.*—ED.

of the Street Commissioner, And that the Attorney of the Board be directed to commence Ejectment Suits against all persons who shall withhold the residue of the said ground.

Ordered that the Committee on the Fire department take measures to have an Engine house erected near the State prison and that the said Committee together with the Chief Engineer provide an Engine for the same

The Street Commissioner and City Inspector having reported that the only effectual way to drain the stagnant waters from the adjacent Lots is to regulate Elizabeth Street from Spring Street in such a manner as to give the water a free descent into Grand Street. Ordered that the said report be confirmed and that the Street Commissioner prepare an ordinance accordingly.

The following Report being received to wit The Road Committee having been charged to examine the state of the Road at the intersection of Broadway and Art Street, with the view to direct the best mode of draining the same, have the honor to report that the road at this place lies in a hollow and without any outlet for the water by which means this road is sometimes almost impassable, the best mode to remedy this Evil [484] appears to be to dig down Art Street at the intersection of Bowery Lane about two feet and thence to ascend to the Broadway with an ascent of ½ inch on ten feet. The ground at this place will require to be raised about four feet, there is no doubt but the permanent outlet for the water from this part of the City must be into the East River through Art Street, and of Course the work now recommended to be done will be in anticipation of a final regulation. the Committee beg leave to recommend that they be authorized to cause this work to be done by contract

All which is respectfully submitted

Jacob Harsen
Mangle Minthorne
Jn° Beekman
James Striker
Joseph Browne

June 18. 1804.

Ordered that the said report be confirmed and the road Committee authorized to receive proposals accordingly.

An assessment for regulating Murray Street was received and confirmed and William Dustan appointed Collector

Assessments for regulating the intersections of Bowery Road and Bayards Lane were [485] received and confirmed and Waters Furman appointed Collector

The Comptroller to whom was referred the petition of Jacob Harsen Esquire, reported, that the petitioner ought to be allowed a grant of 100 feet of the soil between high and low water mark opposite to his land at Bloomingdale for the purpose of erecting a Dock and making other improvements for a landing place at the rate of Six pence per foot for the first fifty years and twenty five Cents per foot for ever after, Ordered that the same be confirmed and that a grant be made accordingly

The following report was received from the Comptroller to wit. " The Comptroller believing it to be the intention of the Corporation to compleat the sale of the Common Lands in the manner that was originally contemplated takes the liberty to observe that several Lots that were sold in 1796 have not been paid for particularly one sold to Thomas Allen for 837 $ Mr Allen has gone to Europe and his agent here declines taking the deed. Cornelius J Bogert is desirous of taking the same Lot, and will give $1000 for it, there was at the same time another lot sold to Thomas Ferdon for $462 he is dead, and his heirs refuse to Compleat the purchase. James J Myers will take this Lot at $500. I am of opinion the above prices are the full value of the land at the present time. The above persons are desirous [486] of having a credit of Six months giving Security and paying the interest

The Comptroller takes the liberty further to recommend that in disposing of the above Lots and the few that remain unsold that perpetual leases be given at the rate of 5 per Cent on the sum the grounds would sell for, this mode would generally be agreeable to the purchasers and would be a fixed source of revenue to the Corporation

June 18. 1804 Selah Strong

Ordered that the Comptroller be authorized to execute a grant of the Lot therein mentioned to Mr Bogert in fee for the sum of $1000. or a lease in perpetuity reserving an annual rent of $70. and that Mr Bogert also take the lease Lot on the same terms upon which Mr Allen was to have had, the same. And that the residue of the said report be postponed.

The City Inspector reported a number of Laws for the removal and correction of Nuisances. numbered from 673 to 772 inclusively. Ordered that the same do pass.

Ordered that Comfort Sands and [487] Nathaniel Prime be prosecuted for breaches of the last Ordinances of this board directing them to fill in certain Lots of ground, and that the Street Commissioner cause the said Lots to be filled in at their expence as the Law directs.

The following resolution being proposed by Alderman Van Zandt

to wit. Resolved that it be not in future permitted the Militia to assemble on the Battery, or to go into the Park while under Arms for the purpose of any military manouvre or review whatever. A Division having been called upon the said resolution by Alderman Morton, the same was negatived as follows.

Affirmative	Negative
Alderman Van Zandt	Alderman Morton
Brasher	Ritter
Minthorne	De la Montagnie
Bogert	Harsen
Mr Morris	Mr Bogardus
Riggs	Crolius
Striker.	Beekman
	Board

[488] An assessment for a common Sewer through James Street, Oak Street, and Batavia Lane was received and ordered to lie over

Ordered that the Recorder, Alderman Brasher and Alderman Morton be a Committee of arrangement for celebrating the fourth of July,* and that the Comptroller be directed to furnish the quantity of powder usually supplied on that occasion under the direction of the Committee

Ordered that the Superintendants of the Ferries be directed to account with the Comptroller for the monies received by them pursuant to the Ordinance lately passed on that subject. And that the Deputy Clerk of the Fly market account with and pay over to the Comptroller the arrearages of Market fees remaining in his hands.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts—to wit

Isd Warts			
Nos 902	Charles Loss for Surveying		$136.
903	Benjn Demilt for regulating clocks		58.25
[489]904	To Isaac Haviland for making hose for Engines		298 50/100
905	Heirs of Cornr Clopper for interest		62 50/100
906	William Van Wart for City Watch		178 36/100
907	Nicholas Lawrence	do	178 36/100
908	John Farrington	Do	178 36/100
909	Magnus Beekman	do	178 36/100
910	George Goodheart	Do	119 56/100
911	Jacob Hays	do	119 56/100
912	Samuel Stilwell for Surveying		47 96/100
913	John Hardie for Services		30.
914	Henry Fox. gratuity as a Watchman during the time he was ill of the Epidemic		12 00/100

* Marginal note reads *27th Anniversary of American Independence.*—ED.

[490 In Common Council. June 25. 1804

Present. Dewitt Clinton Esquire Mayor
John B Prevost Esquire. Recorder

Jacob Harsen	Esquires Aldermen	Robert Bogardus	Assistants
John P Ritter		John Beekman	
Jacob Morton		Andrew Morris	
George Janeway		James Striker	
John Bogert		Clarkson Crolius	
Jacob De la Montagnie		Whitehead Fish	
Mangle Minthorne.		Caleb S Riggs.	

A petition of Benjamin S Judah, and others, against the regulation directing the water from William Street to be carried to the Old Slip. A petition from Henry Splingler and others against running the Broadway through their Lands to Bowery road and a petition of Benjamin Wade and others for regulating upper Oliver Street from Broadway to the Bowery were severally received and referred to the Street Commissioner

A petition of John N Grenzeback to exchange his lots in the Commons for others belonging to this Board. A petition from Simon [491] Van Antwerp requesting further time to dock out at the Vezey Street Slip. An application of Oliver Waldron to purchase a piece of ground on the Boston road. A petition of Margaret Kearney Reamy to purchase a Lot of ground in William Street. A petition of James Striker for a grant of 100 feet of ground under water in front of his property at Bloomingdale and a petition of Joshua Sands for a water grant opposite to his property at Brooklyn were severally received and referred to the Comptroller.

A petition of Sylvester Morris to be appointed a Measurer was received and postponed.

Resolved that the Comptroller take immediate measures to have the Boat, belonging to the Floating Engine bottomed with Copper.

A List of the persons proposed to form the new Company of Firemen at Greenwich was received and referred to the Chief Engineer

Captain Farrington having returned that Isaac Wessells one of his Substitutes was found sleeping at his post, the same was referred to the Watch Committee

James H Ward. Cartman of N° 12 Cross Street and Gerhardus C Langdon Grocer of N° 32 Vezey Street were appointed Firemen to Company N° 8 in the place of Andrew Simmons and Nicholas Anderson resigned.

Upon receiving the report of the Watch Committee Ordered that James Skates be appointed a Watchman of Captain Goodhearts Company in the place of Benjamin Lawrence. that Henry Mead be appointed a Substitute of the said Company, and that Abraham De Foreest be reinstated as a Watchman

[492] "The Street Commissioner reported that "In pursuance of an order of the Common Council he went with Mr Carmer to inclose a piece of ground belonging to the Corporation for the use of the Arsenal. They there found Mr John McLean who is in possession of this property and who refused them permission to enter the premises for this purpose. The Attorney of the Corporation has in consequence brought a Suit at Law to eject Mr McLean from the possession thereof. Ordered that the Attorney take the advice of the Counsel of the Board.

Upon receiving the report of the Street Commissioner Ordered that Ordinances pass for making a Common Sewer in Beaver Street and repaving the same. for regulating Division Street from Charlotte to Rutgers Street—from Rutgers to Clinton Street. For regulating Suffolk Street and for regulating Division Street between Clinton and Grand Street and Jefferson Street from Division Street to the East River and that George Gosman. John McComb junr David Heckle. Abraham Russel and Andrew Morrell be appointed assessors for the same.

The Following Ordinance Passed the Board—to wit.

[493] A Law for regulating Taverns. Victualling houses. and Boarding Houses in the City of New York

1. Be it ordained by the Mayor, Aldermen and Commonalty of the City of New York in Common Council convened. That every Tavern keeper, victualler, or other person who shall occupy any house in the City of New York as a boarding and lodging house shall within fourteen days from the date hereof make a return to the Inspectors office in said City, of his, or her name. house number and Street—the total number of apartments contained in said house, and the number of chambers appropriated for the purpose of lodging rooms—And every person neglecting to make such return shall forfeit the sum of Fifty Dollars for every neglect.

2. And be, it further Ordained, that every Tavern keeper, Victualler, or other person who shall occupy any house as a boarding and lodging house shall take out a licence from the Inspectors office for such purpose, which licence shall express the total number of lodg-

ers which such Tavern keeper, victualler or other person shall be allowed to entertain, and the number of lodgers authorized in each house so licenced shall be fixed by the Inspector, in conjunction with the alderman and assistant of the ward in which such house shall be situated or a majority of them.

3. And be it further Ordained that every Tavern keeper, victualler, or other person, who shall receive any person as a boarder or lodger in his or her house shall within two days thereafter make a return to the Inspectors office in the said City of the name. and description of such boarder or lodger together with the [494] total number of lodgers; according to printed forms which shall be furnished at the said office and every person neglecting to make such return shall for every offence forfeit and pay the sum of twenty five dollars, except such neglect shall proceed from a refusal of any boarder or lodger to give the necessary information to make such return, and the intelligence of the person so refusing shall be reported to the said Inspectors office without delay.

4. And be it further Ordained that every person who shall refuse to give any information respecting him or herself as may be necessary to enable any tavern keeper, victualler, or other person to make such return shall forfeit and pay the sum of Twenty five dollars Provided always that the two preceding sections shall not extend to persons who have for more than one month resided in the City of New York and may have removed their lodgings in the said City. nor shall it extend to any Tavern keepers victuallers, or other person or persons, except in those cases where they receive any person to lodge or board for compensation, to be paid by such boarder or lodger, or other person for him or her, and every Tavern keeper [495] Victualler or other person, upon trial shall be presumed to have, or be entitled to Compensation unless he or she shall prove to the contrary

5. And be it further ordained that every Tavern keeper victualler or other person who shall entertain or accommodate any lodger or lodgers above the number allowed in their licence shall forfeit and pay for each supernumerary lodger the sum of twenty five Dollars.

6. And be it further Ordained that it shall be the duty of the Inspector to inspect, or cause to be inspected all houses returned as aforesaid to his office, as boarding and lodging houses as often as he shall judge necessary, or at least once a week from the first day of May to the first day of November and once a month from the first day of November to the first day of May. and the said Inspector shall prescribe such regulations to be approved by the Common Council as

may be most conducive for the preservation of the health of said City. printed copies of which shall be furnished to such Tavern. victualling and boarding houses as he shall deem proper.

7 And be it further ordained that the Inspector shall make a weekly report to the Common Council of his proceedings in relation to the Execution of this Ordinance, And if any person shall resist or prevent the Inspector or any of his agents from inspecting as aforesaid he or she so offending shall forfeit for every offence the sum of Twenty five Dollars

[496] Permission was given to Mr John Beekman to lay a drain from his house at the corner of Cherry and Charlotte Streets to empty into Charlotte Slip

An application for an additional watch and also the present watch law were referred to the Watch Committee to consider and report what amendments therein may have been rendered necessary by the late Act of the Legislature extending the limits of the Watch District.

A petition of John Murray. Gerard Walton attorney to Eliza Walton. John G Coster and Theophylact Bache praying further time to fill up their water lots was received and the prayer thereof rejected Ordered that the Attorney of the board be directed to prosecute them for breaches of the Ordinances passed for that purpose, and that the Street Commissioner cause the said Lots to be filled in at their expence.

Whereas sundry persons inhabitants of the City of New York have become the proprietors of Powles hook and other parts on the Western side of Hudson's River and are disposed to make valuable improvements thereon, And we being willing that the said [497] Improvements should progress being of opinion that the same would greatly tend to the convenience of the Inhabitants of this City in case of the return of the Epidemic. And whereas the late publication of a resolution of this board has tended to impress the public with sentiments of hostility, on the part of this board with respect to such improvements.

Therefore resolved that this board entertain no sentiments hostile to the interests of the proprietors aforesaid, and that the Common Council will give them every facility in making improvements not inconsistent with the rights of this State, or those of the Mayor, Aldermen and Commonalty of the City of New York

Ordered that the preceding resolution, and also the ordinance for regulating Boarding houses together with the Act of the Legislature Supplementary to an Act entitled "An Act to provide against infec-

tious and Pestilential Diseases be published in the newspapers employed by this board.

" The Committee on the memorial of Dr D. Hosack. Report. That in their opinion the establishment of a Botanic Garden will be attended with great Public Utility while at the same time the improvements which will necessarily be made upon those grounds will very greatly enhance the value of the adjacent grounds belonging to this Corporation

Your Committee would therefore recommend that a grant be made to Dr Hosack of the leased Lots which he holds from the Corporation upon the [498] same terms which he purchased the adjacent fee simple lots from this Board payable in 2. 3 & 4 years. with interest.

J. Morton
Andw Morris
J D L Montagnie

Ordered that the consideration thereof be postponed

Whereas it has been represented to this board that the expence of a common sewer in James Street. Batavia Lane, and Oak Street has been equally assessed on the proprietors And whereas it has been suggested to this board that some of the proprietors will be benefitted more than others by the regulation. And it has also been suggested to this board that persons who will be benefitted by the said Sewer have not been assessed Therefore resolved that the said assessment be recommitted to the said assessors to the end that they may take the said Suggestions into consideration.

The Comptroller to whom was presented the petition of Hezekiah B Pierpont Reports That the petitioner is owner of about 430 feet of land, bounded on the River at Brooklyn opposite to this City. He is desirous to obtain from the Corporation a grant [499] of the soil, between high and low water mark that he may the more effectually improve the same as this request is similar to the one lately made by John Jackson and granted It is recommended that a like grant be made to the petitioner upon the same terms as granted to Mr Jackson

All which is submitted
June 25. 1804. Selah Strong

Ordered that the same be confirmed, and that a grant be made accordingly.

An application of Thomas Buckley requesting that the quit rent of 36/ per annum reserved on the Lot granted to him in Water Street may be taken off the same and transferred so as to make the same

chargeable on another Lot granted to him in Front Street. Ordered that the proposition of Mr Buckley be acceded to on the part of this board and that the same be inserted in the grant accordingly

A petition of Joseph Meeks to be relieved from a fine was received and referred to the Attorney of the Board.

A petition of Jacob Latting stating that the situation of a lot of ground in Budd Street requires public attention and that the chimnies thereon want alteration. Ordered that the former branch of such application be referred to the City Inspector and Street Commissioner, and the residue thereof to the Fire department

The Treasurers monthly report was received and filed.

[500] The City Inspector reported Ordinances for the removal and correction of nuisances numbered from 773 to 831. inclusively Ordered that the same do pass. And also that it be referred to the Inspector to draft and report such ordinance to Correct the evils arising from the practice of keeping swine in the more compact parts of the City as he may deem the best adapted to that purpose.

Assessments for regulating Hudson Street between Barley and Moore Street and Thomas Street between Chapel and Hudson Street were received and confirmed and William Dustan appointed Collector

A proposal from Henry Hulsart and Thomas J Stagg. to dig and fill Arch Street from the Bowery road to Broadway to carry off the water with an Arch of thirty feet wide and also to fill Broadway from Mr Neilsons Corner 400 feet to carry off the water with an arch of 40 feet wide for the sum of $450 was received and accepted by the Board.

[501] A proposal of Anthony Smith to compleat the road and bridge near Kings bridge was received and referred to the Road Committee.

Ordered that the Mayor issue his Warrants on the Treasurer to pay. the following accounts—to wit

Issd Warrts Nos			
	913	Joseph F Mangin for Surveying	$100 5/100
	914	Thomas Boyle for Paving	100 12/100
	915	Abijah Wells for a lost fire bucket	2.
	916	Thomas Whitelaw for paving	148 6/100
	917.	John Bogert Esquire for the use of the Building Committee	2000.

[502] In Common Council. July 2nd 1804

Present Dewitt Clinton Esquire Mayor
John B Prevost Esquire Recorder

Wynant Van Zandt Junr	Esquires Aldermen	John Beekman	Assistants
John Bogert		Joseph Board	
Jacob De la Montagnie		James Striker	
Mangle Minthorne		Andrew Morris	
George Janeway		Whitehead Fish	
Jacob Morton		Robert Bogardus	
Philip Brasher		Caleb S Riggs	
John P Ritter		Clarkson Crolius	

Ordered that the health Committee be enlarged so as to consist of the Mayor, Recorder, and all the Aldermen of the City.

The petition of John Holdron keeper of Powles hook ferry for a new ferry stairs. The application of John P Ritter Esquire, and John Houseman for water grants opposite to their property at the North River. The petition of Abraham Cannon praying that a grant of the water right opposite to his property at Corlaers hook may be executed to him in conformity to the resolution or order of this Board made [503] for that purpose on the 16 of April 1794. The petition of Harry Peters and others praying a Law for the regulation of the upper part of Broadway and the petition of Samuel Jackson for a water grant opposite his property at Brooklyn were severally received and referred to the Comptroller

A petition of Jaques Ruden respecting his contract for Timber was received and referred to the Building Committee

A petition of Captains Lawrence and Van Wart respecting their watch house was referred to the Watch Committee

Ordered that the Ordinance for making a drain in Beaver Lane be executed with all possible dispatch.

An assessment of the common sewer in James Street, Oak Street and Batavia Lane which had been referred to the same Assessors to consider certain objections which had been made to the same having been presented to the board with a report that the Assessors could not discover any proper grounds for the alteration of the same. It was thereupon moved that the same be confirmed, and Mr Bogardus called a division. the motion for a confirmation of the said assessment passed in manner following to wit

Affirmative		[504] Negative
The Recorder	Alderman Brasher	Alderman Minthorne
Alderman Van Zandt	Ritter	Mr Beekman
Bogert	Mr Board	Striker
De la Montagnie	Morris	Bogardus
Janeway	Fish	Crolius
Morton	Riggs	

Ordered that David Harriot be appointed Collector of the said assessment.

The petition of John Allen and others for an alteration of the ordinance for regulating Hester Street. The petition of Robert Seaman and others stating that they have been improperly assessed for the regulation of the intersection of Fisher Street &c and the petition of Charles Anderson and others for the regulation of Cannon Street were severally received and referred to the Street Commissioner.

Ordered that the Market Committee be authorized to grant stalls to Thomas Place, and William Totten provided they shall deem it proper so to do.

A petition of John Murray. Gerard Walton attorney to Eliza Walton and Anne Morris Theophylact Bache and John G Coster, requesting that further time be allowed them for filling in their water Lots having been received. Ordered that the present suits against John Murray. Theophylact Bache, and John G Coster be discontinued upon [505] payment of costs, and that the Street Commissioner suspend the filling in of the said Lots whenever he shall deem the same not to be in a state of Nuisance

Alderman Brasher gave notice of his intention to move for a reconsideration at the next meeting

Ordered that the Street Commissioner report a new Ordinance for filling in the said Lots at the next meeting of the Board.

A petition of Joseph Tyler and others stating the existence of offensive and dangerous nuisances arising from the collection of heaps of manure, was referred to the Street Commissioner and City Inspector with directions to report an Ordinance to correct the evil complained of.

An application of Mr Dey, the late attorney of the Board that his accounts rendered may be audited.

Ordered that the Comptroller audit those accounts as far as they have been received, and that he take the advice of the Counsel of the board with regard to the propriety of law charges therein

Resolved that the Clerk be requested at each meeting of the Board hereafter to report such Ordinances as may have expired, during the recess.

An assessment for the ground taken to widen Frankford Street was received and confirmed and David Harriot was appointed Collector. Assessments for regulating Mott Street from Hester to Grand Street, and Elizabeth Street from Hester to Grand Street, was received and confirmed and Waters Furman, appointed Collector, And an assessment for building a Bulk head at Charlotte Slip was received and confirmed and [506] Abraham Van Gelder appointed Collector

The Superintendant of the Alms house reported that he had paid for the support of Messieurs Faugarfils and others emigrants from S^{t} Domingo, the sum of Seventy two Dollars and prayed the instruction of the Board whether the same must be continued

Ordered that the said support be withdrawn at the expiration of a fortnight from this period, and that the Superintendant give them notice accordingly.

Resolved that this Board deem it inexpedient to accept the propositions made by M^{r} Peter P. Van Zandt to the Committee appointed to confer with him and that it be recommended to him to proceed in his Suit. And further that they will hear M^{r} Van Zandt by Counsel in relation to any claim he may have against the Corporation

Resolved that the Superintendant of the Alms house be authorized to erect a block and bridge opposite the house at Bellevue to facilitate the landing of Such persons as may hereafter be removed to the Hospital

Upon receiving the report of the Watch [507] Committee Ordered that William King a watchman of Captain Goodhearts company and Isaac Wessells a substitute of Captain Farringtons company be reinstated.

A petition of Robert Fairchild and others for an alteration of the Ordinance for regulating the Alley between Chamber. Warren. Washington and Greenwich Streets was received and the prayer thereof rejected.

An application of G. J. Warner. J Cholwell and Francis Cooper in behalf of the Committee of arrangement in behalf of the several Societies for celebrating the fourth of July. requesting this Board to unite with them upon that occasion Ordered that the Mayor be requested to inform them that the Common Council have already taken measures for the celebration of the day and cannot comply with their request.

Caleb Fordham was appointed a Fireman to Company N° 26 in the place of John Evans resigned.

Resolved that the report of the Committee upon the petition of Dr David Hosack received at the last meeting be confirmed and that the Comptroller be authorized to make a grant accordingly. Alderman Brasher called a division upon the said resolution the same passed in the affirmative as follows.

Affirmative		Negative
The Recorder.	[508] Mr Beekman	Alderman Bogert.
Alderman Van Zandt	Morris	Minthorne
De la Montagnie	Fish	Brasher
Janeway	Bogardus	Ritter
Morton	Riggs.	Mr Board.
		Striker
		Crolius

Alderman Brasher gave notice of his intention to move a reconsideration at the next meeting

"The Comptroller to whom was referred the petition of Margaret Kearney. Reports that the petitioner holds a lease of a Lot in William Street belonging to the Corporation that the term of the lease will expire on the first day of May 1806. The petitioner is desirous to purchase the said Lot The Comptroller is of opinion that it would be improper to sell the Lots in William Street. therefore recommends that the prayer of the petitioner ought not to be granted. All which is respectfully submitted Selah Strong
July 2, 1804

Ordered that the same be confirmed.

[509] The Comptroller to whom was referred the petition of John N Grenzebach praying the exchange of Lots in the commons reported against the prayer of the said petition. Ordered that the same be confirmed.

The Comptroller to whom was referred the petition of James Striker reports, that a grant be made to Mr Striker of one hundred feet of soil between high and low water mark opposite his Land at Bloomingdale for erecting a Dock upon the terms lately granted to Alderman Harsin.

All which is submitted
July 2, 1804. Selah Strong

The Comptroller to whom was referred the petition of Joshua Sands reports that Mr Sands owns the ground at Brooklyn from the north east end of the Rope walk to John Jacksons line being about

900 feet on the shore he is desirous to obtain the grant of soil from high to low water mark. It is recommended that a grant be made to Mr Sands upon the terms lately granted to John Jackson.

All which is submitted

July 2. 1804 Selah Strong

The Comptroller to whom was referred the petition of Gabriel Furman. Reports. That the petitioner owns a Lot of ground at Corlears Hook. he is desirous to obtain a grant of the soil between high and low water mark for the purpose of docking out and improving his Lot. It is recommended that a grant be made to Mr Furman for the soil from high [510] to low water mark opposite his ground, he paying two shillings per foot for 10 years, and four shillings per foot for ever after. All which is submitted

July 2, 1804. Selah Strong

Ordered that the said reports be confirmed and that grants be made to Mr Striker Mr Sands and Mr Furman accordingly

The Comptroller to whom was referred the petition of Rufus Davenport. reports. That the Common Lands which the petitioner is desirous to purchase is on the Kings bridge road near kissing Bridge, and lays between the road and the lands of Dr Baker and the heirs of Isaac Gouverneur, there are four of these Lots and according to the usual mode of disposing of the Common Lands two of them are the fee lots, and two lease Lots. the Petitioner offers to give One thousand Dollars for the fee, or 60 dollars per annum upon a perpetual lease and take the lease lots upon the usual terms. It is believed these are reasonable and fair prices but there are a number of applicants to purchase the same ground and some have applied before the petitioner [511] It therefore seems proper they should be sold at public auction, that there may be no charge of favoritism to either of the applicants. It is therefore recommended to sell the two Lots No 202 and 204 at public auction and lease the other two for 21 years at the usual price.

There are also Two Lots on the middle road that are not disposed of, if these were also sold at public auction it would nearly compleat the disposal of the Common Lands agreeable to the former determination of the Corporation. All which is respectfully submitted Selah Strong

July 2. 1804.

Ordered that the same be confirmed, and that the Comptroller be authorized to dispose of the said Lots at public auction advertising the same a reasonable period at his discretion.

Resolved that Daniel Beach and Abraham Bussing carry out their wharf on the north side of the Cortland Street Slip to the extent thereof within three months from this date and that a proper Ferry stairs be constructed in the said wharf at the time of carrying out the same under the directions of Mr Carmer agreeably to the provisions contained in their grant of the land under Water on the north side of the said slip heretofore granted to them.

The Comptroller to whom was referred the petition of Simon Van Antwerp Executor to the Estate of Samuel Ellis. Reports. That owing to a nuisance at the head of Vezey Slip the Corporation have thought proper to have [512] it filled up, and have ordered the Executor to the estate of Samuel Ellis to dock out so far as to join the dock made by the Corporation. The Executor states. there are no funds belonging to the Estate in his hands to enable him to comply with the order of the Board. If the Executor had the necessary funds it would take a considerable part of the summer to make the dock required and get the slip filled with earth, so as to remove the nuisance. It is also doubtful whether the Corporation have power to compel the Executor to comply with the order as Mr Ellis had no grant for the soil below Washington Street—but if it should be necessary to have the dock made in the manner contemplated by the Order The Board will have to do it at their own expence but can refuse a grant to the heirs of Samuel Ellis until they repay them the expence of the dock which will not probably be repaid in some years. Upon conversing with several persons that live in the neighbourhood of that Slip, they are of opinion that the most speedy and effectual way of removing this nuisance would be [513] for the Corporation to make a bulkhead across the Slip at the lower end of Ellis's dock to the Corporation dock which is about fifty feet. The water is shallow and it could be done at a small expence. the Slip then could be readily filled up and the nuisance removed in 2 or 3 weeks—this Idea is also conformable to the opinion of the Street Commissioner

To carry this improvement into effect the following resolution is proposed. Resolved that the Street Commissioner be directed to cause a Bulkhead to be made across Vezey Slip from the lower end of Ellis's dock, and that he contract with suitable persons to fill up the Slip with good and wholesome earth—that an assessment be made upon the persons benefitted thereby of such part of the expence

as the Law directs and that the Street Commissioner report an Ordinance in the usual form

All which is submitted &c
July 2. 1804. Selah Strong

Ordered that the same be confirmed, and that the Street Commissioner report an Ordinance accordingly

The Street Commissioner to whom was referred the petition of Cornelius J Bogert praying that Magazine Street may be regulated and paved has the honor to report that this Street cannot be permanently regulated until the Common Council shall be pleased to determine the mode in which the water from the Collect and the adjacent low grounds shall be conveyed to the River—In the mean time as Magazine Street is generally in a very dirty, filthy situation. The Street Commissioner begs leave to recommend that it be raised about One foot in the Centre, and rounded [514] to each side with good coarse sand or gravel from Chatham Street to Cross Street, And that an Ordinance may be passed accordingly. All which is respectfully submitted. Joseph Browne
July 2. 1804 St Comr

Ordered that the same be confirmed and that the Street Commissioner report an Ordinance accordingly

The Comptroller and Street Commissioner to whom was referred the petition of Thomas Pearsall respecting his incroachment on the Street at the intersection of John and Cliff Streets have the honour to report that having examined the premises they find the diminution of the width of the Street at the corner of John Street to amount to two feet four inches, thence extending up Cliff Street to the distance of Sixty feet to a point, forming therefore a Triangle of Two feet four inches by 60 feet and containing 70 square superficial feet—As the Street will not be much injured by this means being nearly of the uniform width of 26 feet from Fair Street, And as the removal of Mr Pearsalls building [515] would be attended with a very considerable damage to him, the Committee are of opinion, that it would be expedient for the corporation to execute to him a quit claim for this part of the Street so occupied by him on his paying therefor the sum of 200 Dollars towards the payment of the valuation of the Land lately procured for the widening of Cliff Street exclusive of his proportion of the valuation to be assessed on the vicinity. They therefore beg

leave to recommend that the assessment be regulated accordingly. All which is respectfully submitted.

July 2. 1804.

Selah Strong
Joseph Browne

Ordered that the same be confirmed.

The Street Commissioner reported Ordinances for paving at the head of James Slip. for paving Washington Street from Vezey Street to Barclay Street for paving Cortland Street Slip and for digging out and regulating Elizabeth Street from Grand Street to Prince Street. Ordered that the said Ordinances pass the Board, and that George Gosman. John McComb. Junr David Heckle, Andrew Morrell and Abraham Russel be appointed assessors for the same.

The Street Commissioner having reported that he cannot obtain the ground necessary for the extension of Fair Street to the head of Beekman Slip at a reasonable price Ordered that the Attorney of the Board take measures to procure the same by assessment

[516] The City Inspector of the Board presented Ordinances for the removal and correction of Nuisances numbered from 832 to 875 Ordered that the same do pass.

Ordered that the resolution directing the Comptroller to have the Fire Engine boat sheathed with Copper be rescinded, and that instead thereof the Comptroller have the same graved

The following report was received to wit The Committee to whom the report of the Street Commissioner relative to water lots in the fourth ward was recommitted. Report, that it is not absolutely necessary to have the whole of Front Street to Catharine Slip compleated for the present. But are of opinion that to remove the nuisance so much complained of at the foot of Dover Street the several water Lots from Dover Street to a small pier belonging to John Agnew inclusive ought without delay to be docked out five feet within the South side of Front Street, and filled in with wholesome earth for which purpose they recommend the several Ordinances accompanying this Report to be passed And that the Inspector of Lots prepare ordinances [517] for compleating on same Line the remaining water Lots to Catharine Slip by the day of 1805 to be laid before the board at their next meeting. All which is respectfully submitted.

July 2. 1804.

Jno P Ritter
Joseph Browne
John Pintard

An application of John Bedient attorney of William May and others for the estate of Thomas May in the hands of the City Treasurer was received and referred to the Treasurer.

Ordered that the Mayor issue his Warrants on the Treasurer to pay

Isd Warts			
Nos 918	James Hardie for the benefit of a poor family and to enable them to remove from the City		$30.
919	Nicholas Lawrence—City watch		178.36
920	William Van Wart	do	178.36
921	Magnus Beekman	do	178.36
922	John Farrington	do	178.36
923	Jacob Hays	do	119.56
924.	George Goodheart	Do	119.56
925	Selah Strong to pay for the use of a room in which the election in the ninth ward was held		9.
926.	George Gosman and John MacComb for paving the dock at Whitehall Slip		168.
[518]927	Thomas J Stagg for carting Earth to the Lots of Eliza Walton and others		181.25
928	Nathaniel Allen for earth Carted to Comfort Sands's Lot in Greenwich Street		601.25
929	Thomas Hazard lighting and cleaning City Lamps		258.37
930.	Nichs Carmer acct for public repairs		2697 55/100
931	George Buckmaster for two boats made for the new Ferry		500.
932	Selah Strong for dirt to be carted into collect		1000.
933	Bartholomew Skaats to purchase fuel		100.
934	William Dustan Collector for Hudson Street being money assessed to Corporation		168 33/100

[519] In Common Council. July 10. 1804

Present. John B. Prevost Esquire. Recorder

Wynant Van Zandt Junr Mangle Minthorne Philip Brasher Jacob Harsen Jacob Morton John P Ritter George Janeway	Esquires Aldermen	Robert Bogardus James Striker John Beekman Andrew Morris Caleb S Riggs Clarkson Crolius Joseph Board Whitehead Fish

Assistants

Ordered that the Attorney of the board proceed against Captain Delano of the Ship Edward and Harriot for landing aliens without permission as the law directs.

Returns were received from the following churches of the monies given to them for the use of Schools agreeably to law, towit the German Lutheran Church The Methodist Episcopal Church. The reformed Protestant Dutch Church. The Scotch Presbyterian Church and the African Church.

Returns from the following churches, were also received towit. From the German reformed church. [520] The Moravian church. The first Baptist Church. The first Presbyterian Church, and Christ Church, but the same not being conformable to the directions of the act of the Legislature. Ordered that it be referred to the Comptroller to enquire whether the said monies have been properly applied agreeably to the said act, and to take such measures for enforcing the penalties as the Law directs.

Petitions from Jeffery Leonard, and Abraham Anderson for the office of Wood Inspector were received and referred to the Committee on that subject.

The petition of Safety M^{c}Gee to be released from a penalty for selling liquors contrary to law was received and granted upon payment of costs.

The petition of Anthony Smith praying to be released from his proposals for making the new road near Kingsbridge was referred to the road committee

The petition of Thomas Miller and Stephen Baker to be released from a fine for incumbering the Street was received, and ordered to lie on the Table.

The petition of George Cleland and others against the regulations in the upper part of the Broadway was referred to the Street Commissioner

[521] The petition of Thomas Storm and others for a new well opposite the North door of the government house was received and referred to the Street Commissioner with authority to direct M^{r} Carmer to have one sunk upon the usual terms in case he shall think it proper

Upon receiving the report of the Watch Committee Ordered that William Connery. John Strang. and Amos Squires be appointed substitutes of Captain Farringtons watch, instead of Leonard Quackenbos, Haddick Hunt and David Brower. That Albert Bogert, Simeon Freeland, and John Shepard, be appointed watchmen of Captain Hays's company instead of Weart Valentine. Henry Fox, and William

Bryson, and that Levi Guernsey. Elijah Archer Enoch Price, George Lewis and James Leaycraft be appointed substitutes of the said company instead of Robert M^cCord, Nicholas Davoe, Albert Bogert Simeon Freeland and John Shepherd

Returns were received from Captains Farrington Lawrence and Hays's watch companies. Ordered that the same be referred to the Watch Committee

The petition of John White for a Butchers stand was received and referred to the Market Committee

The petition of John Concklin praying compensation as a watchman during the time he was ill of the Epidemic was referred to the Watch Committee

*The following report was received from the road Committee to wit "The road committee in pursuance to an order of the board have advertised for Proposals [522] for widening and improving the Road near Alderman Harsens in Bloomingdale to the middle road, in consequence of which they have received several proposals, but those of Abel Thayer and others being the lowest The Committee beg leave to recommend to the Common Council that their proposals be accepted and that the Street Commissioner be directed to make a contract with them accordingly. All which is respectfully submitted.

Jacob Harsen
Mangle Minthorne
July 10. 1804. James Striker
Jn^o Beekman
Joseph Browne

Ordered that the same be confirmed and that the contract of Abel Thayer and others be accepted.

The following Ordinance passed the board to wit

Be it ordained by the Mayor, Aldermen and Commonalty of the City of Newyork in Common Council convened this tenth day of July 1804. That if any person shall fire or discharge any Gun pistol rocket, cracker or Squib, or other firework in any Street, Lane or Alley, Garden or other inclosure or from any house or in any other place where persons [523] frequently walk to the southward of Grand Street every such person for every such offence shall forfeit and pay the sum of Five Dollars to be recovered with costs of suit, and if the person offending be a servant, Minor, or slave his or her parent, mas-

* Marginal note reads *Report on Harsenville Road.*—ED.

ter or owner as the case may be shall be liable for the said penalty and be sued in like manner as though the said parent master or owner had been the party offending. And the Attorney of this board is hereby authorized to pay over one half of each penalty recovered to any person who will give such information as to enable him to prosecute to effect and recover the same.

Ordered that the same be published in the newspapers employed by this board.

Ordered that the Inspector of the board be authorized to take such measures as he may think proper to remove the nuisances existing in the houses and grounds of James R Smith.

Ordered that the Attorney of the board take proper measures to obtain a repayment of the monies expended in filling the Lots of Comfort Sands Elisa Walton &c And that he request the advice and assistance of the Counsel of the board in that particular

The following ordinance passed the board to wit.

A Law, to prevent the deposit of manure within certain limits.

1. Be it Ordained by the Mayor Aldermen and Commonalty of the City of New York in Common [524] Council convened that from and after the first day of August next, it shall not be lawful for any Cartman or other person whatever except under the direction of the Street Commissioner to deposit or heap manure at any place to the Southward of a line beginning on the North River in a line with Hammond Street thence extending through Hammond Street to Greenwich lane, thence through Greenwich Lane and Art Street to Bowery Lane, thence through Bowery lane to North Street, thence through North Street to the East River under the penalty of twenty five Dollars for each offence and the further penalty of One Dollar for every twenty four hours in which the same shall remain so deposited or heaped Except for the purpose of cultivating the ground on which it shall be laid.

2. And be it further Ordained that no Manure, filth or sweepings of the streets which now is or hereafter may be collected in heaps to the Northward of the line last before mentioned shall at any time between the first day of May and the first day of December in any year be carted down to any wharf to the Southward of the line above mentioned unless by the direction of [525] the Superintendant of Scavengers under the penalty of twenty five dollars for each offence.

Mr Bogardus moved to strike out the second section and called a division thereupon, the said motion was lost in manner following. to wit.

Affirmative	Negative
Alderman Van Zandt	Alderman Minthorne
Ritter	Brasher
Janeway	Harsen
Mr Bogardus	Morton
Beekman	Mr Striker
Crolius	Morris
Board	Riggs.
	Fish

Mr Bogardus gave notice of his intention to move a reconsideration at the next meeting

The Street Commissioner reported an Ordinance for building a Bulk head at the Vezey Street Slip. Ordered that the same do pass and that [526] George Gosman John Mcomb junr David Heckle Abraham Russel and Andrew Morrell be appointed assessors for the same.

A petition for the removal of Nuisances arising from Slaughter Houses. in several parts of this City was received and referred to Alderman Morton, Brasher, Mr Beekman and Mr Pintard

Alderman Van Zandt, Morton & Mr Morris } Were appointed a Committee to wait on John Jay Esquire late Governor of this State, and Colonel Trumbull, to obtain the consent of the former to have his portrait taken, and engaged the latter to execute it. Colonel Trumbull was likewise permitted to retouch the portraits of General Washington, and Governor Clinton in the City hall

The Comptroller to whom was referred the petition of Samuel Jackson, Reports. That the petitioner owns about 240 feet of Land on Long Island opposite the City. he is desirous to obtain a grant of the soil between high and low water mark. It is recommended to give Mr Jackson a grant reserving a quit rent of One shilling per foot, And also reserving a Street of [527] Fifty feet in breadth along the shore at High water mark.

All which is respectfully submitted

July 10. 1804 Selah Strong

Ordered that the same be confirmed and that a grant be made accordingly.

The City Inspector reported Ordinances for the correction and removal of Nuisances numbered from 817 to 933 inclusively. Ordered that the same do pass.

Resolved that the Superintendant of Scavengers shall in future cause the carts which pass through the Streets for the purpose of removing the sweepings thereof and other filth and rubbish, either to

cause the same Cart to take up at the same time the manure and other substances and remove them or to have more than one Cart passing through the same Street at the same time one whereof shall take up the manure and another or others immediately following to take up and remove the other substances so that the whole of one Street or part of a Street shall be fully cleansed at the same time

Resolved that the Clerk immediately Serve a Copy of the above on the Superintendant of Scavengers

Ordered that the Mayor issue his Warrants on the Treasurer to pay. the following Accounts towit

[528]

Isd Warts		
Nos 935	John Bogert Esquire for the use of the Committee of repairs	$200
936	John Bogert Esqr for the use of the Building Committee	1500
937	John B. Prevost Esquire for the use of the Health Committee	200
938	Jeremiah Sherwood and others for earth carted to the ground of Comfort Sands and others	160.50
939	Thomas Stagg and others for earth carted to the Lots of Walton and others	133.75
940	John Baptis for a horse boat for the Ferry	268 86/100
941	Selah Strong Esquire for Powder furnished for the celebration of the 4th of July last	199 6/100

[529] In Common Council. July 13. 1804

Present. John B Prevost Esquire, Recorder

Wynant Van Zandt Junr Philip Brasher Jacob De la Montagnie Mangle Minthorne John P. Ritter George Janeway John Bogert Jacob Harsen Jacob Morton	Esquires Aldermen	Joseph Board Andrew Morris Robert Bogardus John Beekman Caleb S Riggs Clarkson Crolius James Striker Assistants

Resolved unanimously that the Common Council of the City of New York entertain the most unfeigned sorrow and regret for the death of their fellow citizen Alexander Hamilton, and with a view to pay all the respect due to his past life and future memory and to afford the most unequivocal testimony of [530] the great loss which in the opinion of the Common Council not only this City, but the State of New York and the United States have sustained by the death

of this great and good Man the Common Council, do, unanimously Recommend that the usual business of the day. for tomorrow be dispensed with by all classes of inhabitants.

And, resolved, unanimously that the Ordinance prohibiting the tolling of Bells, at funerals, be on this occasion suspended, and that it be recommended to those who have the charge of the Church Bells in this City to cause them to be muffled and tolled at suitable intervals during the day of his interment

And also resolved unanimously that the members of the Common Council will in a body attend and join in the funeral procession of the deceased at the time and place appointed.

Likewise, resolved unanimously that a Committee of three to make such [531] arrangements on the behalf and at the expence of the Common Council of the City of New York for performing the funeral obsequies of the deceased Alexander Hamilton as the said Committee shall judge necessary and expedient.

Alderman Morton, Van Zandt & De la Montagnie } Were appointed a committee to carry into effect the preceding Resolutions, and the same were ordered to be published in the newspapers employed by the Board.

Permission was granted to John Jones to build a vault under the direction of the Street Commissioner

[532] In Common Council. July 23. 1804

Present John B Prevost Esquire. Recorder

Wynant Van Zandt Junr	Esquires Aldermen	Andrew Morris	Assistants
John P Ritter		Caleb S Riggs	
Jacob De la Montagnie		James Striker	
George Janeway		Robert Bogardus	
Philip Brasher		Joseph Board	
John Bogert		John Beekman	
Jacob Harsen		Clarkson Crolius	
Mangle Minthorne			
Jacob Morton			

A petition of Paul Delano to be released from the suit commenced against him for landing passengers contrary to Law upon account of his having entered into the usual bonds with securities was received and referred to the Counsel of the board with directions that he report how far such bond will indemnify the corporation for the charges which may be incurred in removing the said Passengers to Westchester County where they were landed in case such measure should be necessary.

[533] The petitions of William Inslee. Samuel Parmele. Daniel Halsey. Charles Gardner. Deborah Tharp. James Vanderbeck and Peter Gourin to be released from penalties for selling liquors without licence were received and referred to the attorney of the Board.

A petition of Charles Stewart and others to be exempted from any part of the expences in making the drain in Beaver Street was received and referred to the Street Commissioner

A petition of Bernard McLaughlan and others for liberty to sink a well near the intersection of Grand and Suffolk Streets was received and referred to the Street Commissioner together with the Alderman and assistant of the Seventh ward with authority to order a well to be sunk upon the usual terms in case they shall deem it proper

A petition of Abraham Brinkerhoff and others against the regulation for digging away the intersection of Stone Street and part of the Old Slip five feet was received and referred to the Street Commissioner

A petition of Neal McKinnon and others against opening the lower end of Fair Street was received and referred to the Street Commissioner

A petition of Isaac Little and others that an alteration may be made in the ordinance for paving and regulating Hudson Street as far as it respects the construction of the gutters in the said Street was received and referred to the Street Commissioner with authority to direct the making of the gutters in the manner proposed by the petition in case he shall deem it proper.

Assessments for regulating Grand Street, from [534] The middle of Pitt to Goerck Street, and between Third and Pitt Streets. Rutgers Street between Division Street and the present bulk head in Cherry Street and Hester Street between First and Suffolk Streets were received and confirmed and Abraham Van Gelder Junior appointed Collector

Assessments for regulating Pump Street between Elizabeth and Mott Streets. Suffolk Street, between Division and Grand Streets. Elizabeth Street from Bayards to Hester Street, and Mott Street from Bayards to Hester Street were received and confirmed and Abraham Van Gelder Junior appointed Collector

Assessments for regulating James Street Slip. Fletcher Street from Water to Front, and Front Street to Burling Slip. were received and confirmed and James Hopson appointed collector.

Ordered that the Treasurer of the Health Committee pay to Mrs

Arburton the value of the articles belonging to her late Husband which were destroyed to prevent contagion arising therefrom with an additional sum of Five dollars on account of some expences incurred

Upon receiving the report of the Attorney of the board Ordered that the fine against Joseph Meeks for incumbering Broad Street be remitted upon payment of Costs.

[535] The Street Commissioner to whom was referred the petition of Alexander Ross and others praying that the Ordinance of the Corporation lately passed for regulating of Broadway from the Stone bridge to Prince Street may be repealed, has the honour to Report that most of the signers to this petition are neither proprietors nor occupants of the lots adjoining to this street and of course can have no immediate interest in the contemplated regulation. A large proportion of the proprietors appear well satisfied and are desirous that the Ordinance should be carried into effect some of the proprietors from not understanding the nature of the improvement, objected to it, but being better informed they acquiesce in its propriety. there are two or three of the proprietors who will be injured considerably by the new arrangement as their houses will be nearly ruined by it particularly those of Mr Ross, and Mr Davis, but under all the circumstances the Street Commissioner begs leave to give it as the result of his best Judgment that the Ordinance ought to be carried into effect All which is respectfully submitted

July 16. 1804. Joseph Browne
St Cor

A motion being made to confirm the said Report Alderman Brasher called a division thereupon the said Motion was carried in the affirmative as follows to wit.

Affirmative

Alderman	Van Zandt	Mr	Riggs
	Ritter		Striker
	De La Montagnie		Bogardus
	Janeway		Board
[536]	Harsen		Beekman
	Morton		Crolius

Negative

Alderman Brasher
Bogert
Minthorne

Upon receiving the report of the Street Commissioner an Ordinance was passed for building a Bulkhead at Beekman Slip and

George Gosman. John McComb Junior, David Heckle. Abraham Russel and Andrew Morrell were appointed assessors for the same.

A petition of Robert Gedney for a water grant was received and referred to the Comptroller

Upon receiving the report of the Street Commissioner Ordinances were passed for digging out and regulating Thompson Street from Brannon Street to the distance of three hundred and thirty three feet towards Bullock Street, and Cannon Street from Grand to Bullock Street and George Gosman. John McComb Junior. David [537] Heckle. Abraham Russel and Andrew Morrell were appointed assessors for the same

A petition of Charles Smith Contractor for the Public Wharves and Slips. praying that an allowance may be made to him in the rent thereof was received and referred to the Comptroller

Ordered that the application of John Bedient for the monies belonging to the estate of Thomas May in the hands of the City Treasurer be referred to the Counsel of the Board

The resignation of Fletcher M Beekman as one of the Public Weighers was received and accepted.

Alderman Van Zandt
Mr Riggs
& Mr Crolius.
} Were appointed a Committee to report to this Board whether any and what alterations are necessary to be made in relation to Hackney Coaches in this City.

A communication from Doctor Miller and Dr Jones suggesting an improvement in the method of obtaining a weekly report of the deaths in this City was received and referred to the Health Committee.

A petition of James R Smith to be released from suits commenced against him for nuisances was received Ordered that the same be referred to the Attorney of the Board with power to discontinue the suits upon the pulling down the Buildings complained of And that Mr Smith be permitted to erect a Lime House in the Street as soon as the said Buildings are removed.

Resolved that this Board at the next meeting [538] will determine the question concerning the Tunnel.

Ordered that the Inspector of the Board, draft and report an Ordinance to enable the Superintendant of Scavengers to remove dirt at the expence of the owners and occupants of property.

The City Inspector reported Ordinances for the removal and correction of Nuisances numbered from 914 to 940 inclusive. Ordered that the same do pass.

Permission was given to Ezra Weeks to erect a Lime House in Robertson Street.

Mr Riggs
Mr Morris
& Mr Board
} Were appointed a Committee to revise the present Ordinance to regulate the sale of Lime.

Ordered that the accounts of Mr Dey the late Attorney of the Board be referred to the Recorder. Mr Bogardus. and Mr Beekman to report thereon.

Ordered that the Street Commissioner make report to this board with respect to the incumbrance said to exist at the intersection of Cross Street And also that he report an Ordinance respecting the Bulk head at Charlotte Slip.

Ordered that the sum of $2000 [539] be placed in the hands of the Comptroller for the purpose of being advanced to such purposes and objects in behalf and for the use of the board as he may judge proper. Alderman Morton gave notice of a motion for reconsideration at the next meeting

Ordered that the Street Commissioner be authorized to take such measures for the relief of the persons whose property in James Street has been injured by the bursting and Overflowing of the Manhattan Pipes in the said Street as the counsel of the Board may direct

It being moved that the assessment of a Common Sewer for James Street, Oak Street and Batavia Lane may be referred to different assessors Mr Bogardus called a division thereupon. the said motion was lost as follows to wit

Affirmative	Negative
Alderman Ritter	Alderman Van Zandt
De la Montagnie	Janeway
Harsen	Brasher
Mr Striker	Bogert
Bogardus	Minthorne
Crolius	Morton
	Mr Morris
	Riggs
	Board
	Beekman

[540] It was thereupon Ordered that the resolution of this Board confirming the said Assessment be rescinded, and that it be referred to the same assessors to make such corrections therein as may be necessary.

Ordered that the Ordinance for regulating the Alley between Chamber, Warren, Greenwich and Washington Streets be referred

to the Street Commissioner with the Alderman and Assistant of the ward.

Alderman Brasher, moved for an adjournment of the Board, Mr Riggs called for a division thereupon. the said motion was lost in manner following to wit

	Affirmative	
Alderman	Janeway	Alderman Minthorne
	Negative	
Alderman	Van Zandt	Mr Morris
	Ritter	Riggs
	De la Montagnie	Board
	Brasher	Beekman
	Bogert	Crolius
	Harsen	
	Morton	

Ordered that the Comptroller request [541] the Superintendant of Chimnies to remove his sweeps from the watch house

The Street Commissioner was requested to take measures to prevent the removal of ground from the Public property in Broadway and to report the names of any Cartmen offending in the premises to the Mayor.

Ordered that the Mayor issue his Warrants on the Treasurer to pay.

Isd Warts		
Nos 942.	J. Sidney for work to the Gaol	$49.50
943	J Bogert Esquire for building Committee	3000.
944	James Hardie for Services	76.86
945	John Hardie for Do	37.50
946	Proprietor of Morning Chronicle. 1 years advertising	75.
947	Jacob De la Montagnie Esqr a quarters salary as Special Justice	250.
948	Theophilus Beekman Esqr do	250.
949	Bernard Oblenis do as Clerk to do	250.
950	Walter Mitchill for three horse boats for Ferry	822 17/100
951	Allen & Hubbell for oil	429 75/100
952	Bartholomew Skaats for ringing Bells	21.
953	John Farrington—for City watch	178 36/100
954	Magnus Beekman do	178 36/100
955	William Van Wart Do	178 36/100
956	Nicholas Lawrence do	178 36/100
957	George Goodheart do	119 56/100
958	Jacob Hays do	119 56/100
959	John Bogert Esquire for Committee of Repairs	400.

[542] In Common Council. July 30th 1804

Present Dewitt Clinton Esquire. Mayor
John B Prevost Esq. Recorder

Esquires Aldermen
- Wynant Van Zandt Junr
- John P Ritter
- Mangle Minthorne
- Jacob Harsen
- George Janeway
- John Bogert
- Jacob De la Montagnie
- Philip Brasher
- Jacob Morton

Assistants
- Caleb S Riggs
- Clarkson Crolius
- John Beekman
- Robert Bogardus
- Andrew Morris
- James Striker

A petition of Jacob Schieffelin for a water grant opposite to his property at Bloomingdale was received and referred to the Street Commissioner

A petition of Daniel Raveau and others requesting an advance of money upon their contract for digging Bullock Street. A petition of John Broome and others for a Common Sewer through Sloat lane, and a communication of Abraham Hurd respecting the Bulk head at Charlotte Slip were severally received and referred to the Street Comr

[543] Petitions from John Hally and John Sherry to be relieved from fines for selling liquors without licence were received and referred to the Attorney of the Board.

The petition of Joseph Delinger for the office of Wood Inspector or some other appointment was received and postponed.

Ordered that the suits commenced against Captain Delano in behalf of this board be discontinued upon the payment of costs.

Ordered that fire companies and Engines be established, and placed at Harlaem and Greenwich and that Alderman Ritter, Harsen. Janeway and the Chief Engineer be a Committee to inquire and report whether it would not be expedient to station two of the smaller Engines at those places and supply the vacancies by larger ones.

John Mason, Leather dresser of No 105 Gold Street was appointed a Fireman to Company No 7 in the place of Jacob Smith resigned

Returns from Captains Lawrence. Hays, and Goodhearts watch Companies were received and referred to the Watch Committee

Upon receiving the report of the Attorney of the board Ordered that the penalties against Deborah Tharp Peter Gourin. William

Insley. Daniel Halsey. Charles Gardner and Samuel Parmele for selling liquors without licence be remitted upon the payment of costs.

The following Ordinance passed the Board, to wit,

A Law for procuring regular Bills of Mortality in the City of York.

Whereas accurate registers of deaths and diseases contribute towards ascertaining the causes which are [544] fatal to human existence, furnish means for various important calculations, and form authentic records to enable posterity to prove the decease of their ancestors. relatives and Connexions And whereas the Bills of Mortality heretofore published in this City have been attended with beneficial consequences towards allaying false apprehensions of pestilential sickness, therefore in order to render the same more perfect and extensively useful

Be it ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council convened That whenever any person shall die in the City of New York, the Physician or Surgeon who shall have attended such person as a Physician or Surgeon during his or her last illness shall leave a note in writing signed with his name with some one of the family in the house where such person shall have died specifying the name and apparent age of the deceased and the disease of which he or she shall have died, and any Physician or Surgeon refusing or neglecting to make and deliver such note shall forfeit the sum of Fifty Dollars.

And be it further Ordained that no Sexton or other person having charge of any Cemetery Vault or burying ground within this City shall under the penalty of $25 [545] permit any dead body to be interred therein until he has received a note in writing signed as aforesaid, or in case no Physician or Surgeon shall have attended the deceased person or the Physician or Surgeon who did attend shall have neglected or refused to leave such note then a like note signed by some one of the family in which such person shall have died shall be received

And be it further Ordained that the said Sextons or other persons aforesaid shall keep a weekly Register of the persons buried in such Cemetery. Vault or burying ground aforesaid, according to the form herein after mentioned and described under the penalty of twenty five dollars for each neglect

And be it further Ordained that it shall be the duty of the said Sextons or other persons as aforesaid before the hour of Eight oclock

in the forenoon of Saturday in every week to make out a return of the persons buried during the preceding week according to the form herein after mentioned and described signed by them respectively and shall deliver the same to the Inspector or his deputy who shall be appointed for that purpose under the penalty of twenty five dollars for each neglect or refusal to deliver the same or for making an informal or incomplete return unless the said Sexton or other person as aforesaid shall render a reasonable excuse to the said Inspector for making such informal or incomplete return, and if no person shall have been buried then also to make report thereof to the Inspector or his deputy as aforesaid under the like penalty of twenty five dollars for each neglect, and it is hereby made the duty and enjoined on the said Inspector to make report of any delinquent Sexton or other person [546] as aforesaid to the Attorney of this Board that the said delinquent may be prosecuted therefor

And be it further Ordained that it shall be the duty of the said Inspector to furnish to the said Sexton or other persons as aforesaid Copies of the said form, and shall also cause to be published on the Tuesday in every week in such papers as the Corporation employ an accurate list of the deaths of the preceding week so reported as aforesaid with the age Sex disease and other particulars of each person so dying and where buried and the said Inspector shall keep a Register wherein he shall record the names of all persons returned as aforesaid which shall be open during office Hours to the Inspection and examination of any person or persons who may request a view of or inspect the same. And also at the Second meeting of this Board in the month of January the said Inspector shall exhibit an annual return of the whole number of deaths which have occurred in this City during the preceding year.

An accurate list of Interments in the burial ground belonging to from the day of last to
Sexton

Date of decease	Names	Males				Females				Age			Place of Residence		From what Country	Disease	Remarks
		Boys	Married men	Widowers	Bachelors	Girls	Married women	Widows	Maidens	Years	Months	Days	N°	Street			

[547] Whereas a Register of Births and Marriages within this City is essentially necessary towards ascertaining the augmentation of Population, the State of Society and other important purposes.

Resolved that it shall be the duty of the Inspector to devise such plan as he may judge most expedient for obtaining accurate lists of births and marriages within this City and County and report an ordinance in conformity thereto.

The following ordinance passed the board, to wit,

An ordinance to regulate the inspection Sale and Cartage of Lime in the City of New York.

Be it ordained by the Mayor, Aldermen, and Commonalty of the City of New York in Common Council convened that the Common Council shall from time to time and at least once in every year appoint an Inspector or Inspectors of Lime not exceeding five who shall be competent judges of the quality thereof, and it shall be the duty of such Inspector or Inspectors to examine all slacked Lime brought from any other place into the City of New York and there exposed for sale and to judge of and ascertain the quality thereof and to discover whether the same is unmixed with any other substance than lime or with unmerchantable Lime, or injured by water

And be it further Ordained that all slacked Lime so brought to the City of New York and there exposed to sale which on Inspection as aforesaid shall be found [548] good and merchantable and not mixed with any other substance nor injured by water shall be sold by the load and that each load shall contain sixteen bushels struck measure

And be it further ordained that all slacked Lime which on inspection as aforesaid shall be found unmerchantable for any cause whatsoever, may be sold in such quantities and at such prices as the seller and buyer may agree on

And be it further Ordained that every Cartman who shall cart any slacked Lime whether merchantable or not shall have on his Cart a tight box sufficient to contain Sixteen bushels struck measure which Box shall whenever lime is contained therein be covered with cloth or other sufficient covering to keep the contents from wasting. And every Cartman who shall Cart any slacked lime except in such Box. and covered as aforesaid shall forfeit and pay One dollar and twenty five Cents for each Load.

And be it further Ordained that the same Inspector shall inspect and measure the whole of every Vessel load of slacked Lime brought too and sold in the City of New york unless prevented by sickness or unavoidable business in which case another Inspector may finish the Vessels load.

And be it further Ordained that [549] every Lime Cartman who shall be prepared to Cart Lime as aforesaid shall be served from a vessel unloading in turn and without preference unless the whole of the Cargo on board when any Cartman shall call for a load shall have been previously bona fide sold to, or contracted for by some person who shall employ other Cartman to carry away the same.

And be it further Ordained that no sloop or other Vessel which shall bring to this City any slacked Lime for sale shall be permitted to lay in any of the public slips or at any of the public wharves in this City while she has lime on board except while discharging her cargo or during the period the same is bona fide for sale, and the persons having charge of the said Vessel and Lime are ready and willing to sell and deliver the same

And be it further Ordained that the Inspectors of Lime to be appointed in pursuance of this Ordinance shall see that the provisions thereof are complied with in every respect on pain of being removed from their offices.

And be it further Ordained that each Inspector of Lime shall before he enters on the duties of his office take an Oath before the

Mayor of this City to discharge the duties of his office faithfully and to use his best endeavours to have the ordinances of the Common Council relating to the sale and cartage of lime Carried into full effect

And be it further Ordained that the Inspectors of Lime shall be allowed for Inspecting every load of unslacked lime containing sixteen bushels whether merchantable or not 12½ Cents, and after that rate for a less quantity of unmerchantable Lime, one half to be paid by the purchaser and the other half by the Seller.

[550] Ordered that the consideration of the subject respecting the formation of a Tunnel to drain certain parts of this City be postponed until the next meeting

Abraham Van Gelder
Uzziah Coddington
Jasper Stanton and
William Heyer
and
Jacob Roome. a Weigh master
} Were appointed Measurers of Lime

An application of Richard Wenman to be appointed Inspector of Lime was received and its consideration postponed and of Silas Mead for a Butchers stand was referred to the Market Committee.

The Committee to whom was referred the petition of several of the Inhabitants respecting Slaughter houses reported on the subject Ordered that its consideration be postponed.

Samuel Birdsall presented a resignation of his appointment as Superintendant of the upper Ferry Ordered that it be referred to the Ferry Committee

On receiving the report of the Watch Committee Ordered that John Connery. Ephraim Jennings. and Isaac Dean be appointed Watchmen of Captain Farringtons Company instead of Jacob Roome, Thomas Humphreys & Isaac Wessells.

[551] A petition was received stating that the Pump at the corner of Greenwich and Brannon Street is in want of considerable repair Ordered that it be referred to Mr Carmer with directions to repair in case he shall deem it necessary.

The Street Commissioner reported an Ordinance for building a bulk head at Charlotte Slip at the distance of one hundred and twenty two feet below the present bulk head. Ordered that the same do pass. and that Garrit B. Abeel, Archibald Kerly. James Drake, Nehemiah Allen and Simeon Skellings be appointed assessors for the same.

The Street Commissioner presented a Report on the petition of

Abraham Brinkerhoff and others praying that the Ordinance for regulating William Street near the intersection of Stone Street and Beaver Street may be repealed. The said report was referred to Alderman Van Zandt, Harsen, Mr Morris, Mr Board, Mr Striker and the Street Commissioner

Ordered that the Comptroller prepare the draft of a grant to Dr Hosack, and present the same to the Board.

Assessments for regulating Division Street, from the pavement to the centre of Clinton Street, and Elizabeth Street between Grand and Prince Street were received and confirmed and Abraham Van Gelder Junior appointed Collector

Ordered that it be referred to the Comptroller to examine and report what sums of money the Corporation have advanced towards the filling in of Lots, or upon Contracts, or towards other objects, and for which they are or may be entitled to repayment.

[552] The situation of a Lot of ground, sold to James Bolan was referred to the counsel of the Board.

Ordered that a lot of ground in the Commons which a certain Mr Meyers states to have been purchased or contracted for by him from the Comptroller be sold at public auction, Alderman Morton gave notice of his intention to move a reconsideration at the next meeting

Ordered that the Resolution passed at the last meeting to place the sum of $2000 in the hands of the Comptroller to be applied by him towards such advances as he might deem proper in behalf of the board, be and the same is hereby rescinded.

The City Inspector of the Board, reported Ordinances for the prevention and correction of Nuisances numbered from 941, to 962 inclusive, Ordered that the same do pass.

Ordered that the Mayor issue Warrants on the Treasurer to pay. the following accounts to wit.

Isd Wart		
Nos 960.	Waters Furman for monies assessed to Jasper Blagge for regulating a Lot in Hester Street.....	$37 12/100
[553]961.	Selah Strong for dirt to be carted into the Collect.....	1000.
962.	Thomas Whitelaw for paving.....	430 5/100
963.	Nicholas Carmer his account for public repairs.....	793 48/100
964.	Thomas Hazard lighting & cleaning City Lamps.....	258 83/100
965.	Titus & Wood. for Horse boats for the Ferry.....	500.
966.	John Concklin allowance as a Watchman during the time he was ill of the Epidemic.....	12 60/100
967	Abraham Van Gelder the sum assessed to the Corporation for paving James Slip.....	309 7/100
968	John McKinzie as keeper of Potters field.....	69.

Is[d] Wart			
N[os] 969	John Farrington for City Watch	.....	$178^{36}/_{100}$
970	Magnus Beekman	d[o]	$178^{36}/_{100}$
971.	William Van Wart	D[o]	$178^{36}/_{100}$
972.	Nicholas Lawrence	D[o]	$178^{36}/_{100}$
973	Jacob Hays	d[o]	$119^{56}/_{100}$
974.	George Goodheart	d[o]	$119^{56}/_{100}$

[554] In Common Council August 6. 1804

Present. Dewitt Clinton Esquire. Mayor
John B. Prevost Esq[r] Recorder

Wynant Van Zandt Jun[r]	Esquires Aldermen	Andrew Morris
George Janeway		Clarkson Crolius
John Bogert		James Striker
Mangle Minthorne		Caleb S Riggs
John P Ritter		Joseph Board
Jacob Harsen		John Beekman
Jacob De la Montagnie		Assistants
Philip Brasher		
Jacob Morton		

An application of Hubert Van Wagenen respecting a charge presented against him for manure was received and referred to Alderman Bogert.

An application of Waters Furman respecting the assessment of Bullock Street and that the same may be amended, was received and together with the assessment referred to the assessors.

[555] A petition of Philip Jacobs to be released from a Fine for suffering rubbish to remain in the Street was received and granted upon payment of costs.

A petition of Marinus Willett and others that the descent contemplated by the Ordinance for regulating Grand Street may be lessened. a petition of Charles Golden and others for regulating Hester Street, from Mulberry Street to the Broadway, and a petition of Thomas Stagg and others for regulating Norfolk Street were received and referred to the Street Commissioner

Petitions from Jaspar Stanton, and from Abraham Van Gelder. William Heyer and Uzziah Coddington respecting the late Ordinance for regulating the sale of Lime were received and referred to the Committee who reported the Ordinance.

Alderman Brasher moved the following resolution to wit. " Whereas D[r] D. Hosack hath applied to this Board for a grant of Lots N[o] 55 & 61 in the Commons to be made to him for the purpose of

making and improving the same as a Botanic Garden. And the board having taken the same into consideration and agreed thereto Therefore resolved that the Comptroller cause a grant of said Lots to be made out to the said D. Hosack with proper Covenants and conditions therein to be contained that on the part of the said David Hosack, the same shall for ever be used cultivated and improved by him his heirs and assigns as and for the sole purpose of a public botanic garden, And that he shall and will not sell, lease, or assign the same without the consent and approbation of this board first had and obtained in writing And in case of failure by him in either of the Covenants that the said Grant shall [556] be void and the said Lots shall revert to and become again the property of the Corporation" and called a division thereupon, the same was lost in manner following to wit

Affirmative	Negative
Alderman Minthorne	The Recorder
Ritter	Alderman Van Zandt
Harsen	Janeway
Brasher	Bogert
Striker	Morton
Board,	Mr Morris
	Crolius
	Riggs
	Beekman

The Comptroller presented the draft of a deed to Dr Hosack Ordered that the same be approved and executed under the seal of the Board

The proposition of the health Committee on the subject of watering the Streets of this City being submitted for the approbation of the Common Council, Whereupon resolved that in every street where there are public wells suitable persons shall be employed in each [557] Ward under the direction of the Street Commissioner and Inspector who shall three days in every week, as long as it shall be judged expedient, pump a sufficient quantity of Water in order to cleanse the kennels, and where it may be necessary to conduct the water across the Streets, canvas hose, or wooden leaders shall be provided for the purpose. Such inhabitants, as are provided with pumps in the yards of their buildings are hereby enjoined to cooperate at the time when the public pumps are employed as aforesaid and to cause the kennels before their respective houses to be scoured during Such operation. And all families are moreover directed to cause the foot walks before their several houses to be swept and watered every morning and evening during the remainder of the summer season

And be it further resolved that a committee be appointed to devise an effectual plan for furnishing this City with a more abundant supply of water for public exigencies and to report the same to this board.

Alderman Morton
Van Zandt
Mr Crolius
The Street Commissioner &
City Inspector
} Were appointed the said Committee

Resolved that metereological observations of the State of the Atmosphere be made at the Alms house every day at three different times and be published weekly with the Bills of Mortality. that the same shall be performed by the Physician of the alms house who shall receive a yearly compensation of 52 dollars for his trouble and that he be authorized to purchase suitable instruments for that purpose at the expence of this board

[558] Ordered that the salary of the Physician of the Alms house be increased to $500 per annum from the first day of May last

The Attorney of the Board having reported favorably to the petitions of John Sherry and John Hally to be relieved from penalties for selling liquors without licence Ordered that the proportion to which the Corporation is entitled of the said penalties be remitted upon payment of costs.

The Committee appointed to report to the board on the regulation proper to be adopted at the head of Beaver Street beg leave to state that if the street opposite to James Stewarts house is raised about nine inches it will give the water a more rapid descent into Beaver Street, if this plan is adopted it will prevent the immediate necessity of digging through William Street to Pearl Street, the Committee offer the following resolution. Resolved that William Street opposite James Stewarts house be raised Nine inches with a descent to Beaver Street and that the Street Commissioner cause the same to be carried into immediate effect. All which is submitted to the consideration of the board by

Wynant Van Zandt Jur
Andw Morris
Jacob Harsen
James Striker

[559] Ordered that the same be confirmed and the said resolution pass accordingly.

The Street Commissioner has the honour to report that a contract has been made in pursuance of a resolution of the Common Council for filling in and regulating Art Street at the intersection of Broadway.

a part of this contract has been compleated but from a Want of earth in the vicinity. the whole cannot be finished unless the Common Council as has been determined shall be pleased now to extend Broadway to Bowery road near the Elm Tree.

The Street Commissioner has the honour to recommend that he be authorized to receive cessions of the ground for the Street so intended to be run from such of the proprietors as are willing to cede the same, And that the Attorney of the Board may be directed to pursue the legal measures for obtaining the ground for this Street from such of the proprietors as are not willing to accede to this measure, all which is respectfully submitted. Joseph Browne.

August 6. 1804.

Ordered that the same be confirmed, that the Street Commissioner be authorized to receive cessions and the Attorney of the board directed to pursue measures accordingly

The following reports were received from the Comptroller. to wit.

The Comptroller to whom was referred the petition of Jacob Schieffelin reports that a grant of one hundred feet of the shore between high and low water mark be made to Mr Schieffelin opposite his land at [560] Bloomingdale for the purpose of building a wharf upon the terms granted to Alderman Harsin and Mr Striker. All which is respectfully submitted. Selah Strong

August 6. 1804

The Comptroller to whom was referred the petition of Robert Gedney. Reports. That the petitioner Robert Gedney owns two lots of ground at Greenwich, he is desirous to obtain the ground between high and low water mark for the purpose of docking out and improving his Land. It is recommended that a grant be made to Mr Gedney of the soil between high and low water mark reserving a quit rent of 25 Cents per foot for 10 years and 50 Cents per foot after that period, All which is respectfully submitted

August 6. 1804. Selah Strong

Ordered that the same be confirmed and that grants be made accordingly.

The following report was received from the Comptroller,

The Comptroller to whom was refered the reports of the Warden and Trustees of the churches herein after mentioned Reports that the Vestry of the Moravian [561] Church have loaned the money received from the Corporation upon lands situated at Harpersfield in Otsego County. the interest is annually received and applied to the

Education of from 10 to 14 poor children belonging to their Society. the Trustees of the first Baptist church have loaned their money to the Trustees of the Methodist Church and the Methodists have in like manner loaned to the Baptists, they have given to each other Mortgages on their Church property as security, the two first mentioned churches have no schools under their immediate charge but they pay for the education of poor children at private schools. The vestry of Christ Church and the Trustees of the German reformed church have loaned the money upon real security in this City and annually receive the interest and appropriate it to the education of poor children in schools which they have established under their own directions. The Trustees of the first Presbyterian Church have not loaned the money that was intrusted to them, they state in their report that they advertised it to loan, but no person offered to take it. and give such security as appeared to them satisfactory they have lately executed a Mortgage upon their school house and Lot of ground in Nassau Street to the Corporation of New York for the security of the principal and that they have annually applied the interest to the education of poor children belonging to the Presbyterian Church. The school belonging to this church consists of from 40 to 50 Scholars it is under the direction of a Teacher appointed [562] and paid by the Trustees. the annual expence of the school is about 500 dollars, although the Trustees of this church have not loaned the money which they received for the use of charity Schools as the law directs, there can be no doubt they have expended annually a much larger sum than the interest of it upon the education of poor children belonging to their society

All which is respectfully submitted

July 30. 1804. Selah Strong

Ordered that the same be referred to the Counsel of the Board to report how far the several religious congregations have complied with the Act of the Legislature, and whether the board possesses a discretionary power to waive any forfeiture they have incurred

The petition of Thomas Place for liberty to pursue the occupation of a Butcher and to sell small meats in the lower part of the Fly market was received and granted.

The following Ordinance passed the Board, to wit.

A Law for providing a Register of Births and Marriages in the City of New York.

Whereas a Register of Births & Marriages, [563] within this City is essentially necessary towards ascertaining the progress of population.

the State of Society, and other important purposes. Therefore, Be it ordained by the Mayor, Aldermen and Commonalty of the City of New York in Common Council convened that every Physician or other person exercising the profession of Midwifery in the City of New York shall report his or her name and place of abode within ten days at the Inspectors office under the penalty of 50 dollars

And be it further ordained that every Physician, or other person as aforesaid shall keep an accurate record of all births that shall occur in this City under their care, designating the Sex of the children, the names of the parents, and the birthday and shall furnish the Inspector on application on the first Tuesday in every month with a Certified Copy of the same under the penalty of 25 dollars for each neglect.

And be it further Ordained that it shall be the duty of the Inspector to keep a Register wherein he shall record all children born in this City, with the distinction of Sexes, the names of the parents and birth day returned as aforesaid, which Register shall be open during office hours to the Inspection and examination of any person or persons, who may request a view of, or who may desire to inspect the same.

And be it further Ordained, that it shall also be the duty of the Inspector to keep a Register of all Marriages which shall take place in this City, for which purpose he shall apply to the Clergy, or other Officers of the respective Religious denominations in this City, Who are hereby enjoined, [564] to keep accurate records of all marriages Celebrated or contracted in their several Societies or before them and to furnish the Inspector on application on the first Wednesday in every Month with a Certified copy of the same

And be it further Ordained that it shall be the duty of the Inspector to keep a Register wherein he shall record all Marriages which shall take place in this City. with the date, the names of the contracting parties, and of the Clergy, or other persons, by or before whom the same were celebrated or contracted, which Register shall be open during office hours for the inspection and examination of any person or persons who may request a view of or desire to inspect the same: And also at the second meeting of this board, in the month of January. the said Inspector shall exhibit an annual return of the whole number of Births and Marriages which have occurred in this City during the preceding year

The City Inspector of the Board presented Ordinances for the removal and correction of [565] Nuisances numbered from 963 to 974 inclusive, Ordered that the same do pass.

Resolved that the Market Committee cause the stalls in the Fly

market to be placed as much further from the middle of the market as practicable so as to widen the passage through the market, and that if necessary they erect a platform on each side of the Market to sustain the blocks on which the Butchers cut their Meat.

A petition of Abijah Arden stating that the Street Commissioner has opened a ditch on her premises and praying compensation was refered to Alderman Brasher Mr Beekman, Mr Board, and the Street Commissioner

Ordered that the Watch Committee report upon the propriety of building a new watch house for the third district and the proper place for the same.

Richard Van Varick. Baker of the corner of Bancker and Roosevelt Street, and John Adam Mildenburger. Tallow Chandler, Nassau Street were appointed Firemen to Company Number 3 in the room of Thomas Bennet resigned, and James Van Varick removed, and David Pullis Bricklayer No 28 Reed Street and John Webb. Painter of Chamber Street were appointed Firemen to Company No 20 in the place of Thomas Smith resigned and T. Van Winkle removed.

Resolved that the Inspector report to this Board the condition of the Oswego and Exchange Markets with his opinion whether the same should be [566] wholly or in part taken down

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts to wit

Isd Warrts

Nos 975	John Burger for Coroners fees	$121 12/100
976	John Ackerman for officers attending a Coroners Inquest	16 25/100
977	Alexander Anderson for expences of a Coroners Inquest	43 50/100
978	John Taylor for bringing a Witness from Staten Island to attend Coroners Inquest	10 50/100
979	Tunis Wortman a quarters salary as Clerk	150.
980	Thomas Hazard a quarters salary as Keeper of the City Prison including that of two assistants	437 50/100
981	Richard L D Groat for graving Floating Engine	153 19/100
982	John Pintard, salary as Inspector	318 5/100
983	Anthony Dey ball of his Acct rendered	184 94/100

[567] In Common Council, August 10, 1804

Present. Dewitt Clinton, Esquire, Mayor
John B. Prevost, Esq[r] Recorder

Jacob Harsen	Esquires Aldermen	Clarkson Crolius.	Assistants
Mangle Minthorne		Robert Bogardus	
George Janeway		James Striker	
John P Ritter		Whitehead Fish	
Jacob Morton		James Beekman	

Resolved that a Committee be appointed to prepare a repast for the Osage Indians now in this City and that the same be given at such place and at such hour, tomorrow as the Committee may think proper.

Alderman Morton, Janeway & M[r] Bogardus } Were appointed the said Committee

[568] In Common Council, August 20, 1804

Present. Dewitt Clinton Esquire, Mayor
John B. Prevost Esquire, Recorder

John Bogert	Esquires Aldermen	Robert Bogardus	Assistants
Jacob Morton		Caleb S Riggs	
Wynant Van Zandt Jun[r]		Whitehead Fish	
George Janeway		Joseph Board	
Mangle Minthorne		Andrew Morris	
Jacob Harsen		Clarkson Crolius	
Jacob De la Montagnie		John Beekman	
John P Ritter			
Philip Brasher.			

A communication from the Superintendant of chimneys stating that the Justice's Court, has lately determined that the ordinance of this board for the regulation of chimneys has been passed without legal authority was referred to Alderman Morton, M[r] Riggs and M[r] Bogardus.

A petition of Nicholas Lozier for the office of Inspector of Lime was received and the Consideration thereof postponed.

A petition of Andre Mathiew praying the [569] grant of ten acres of Land for the cultivation of the vine, and an application of Jacob Harsen Esquire for an additional water grant at Bloomingdale were severally received. & referred to the Comptroller

A petition of Solomon Wheeler and others that Essex Street may be dug down. A petition of Abraham Stagg and Company respecting their contract for regulating James Slip, East Rutgers Street, and

Hester Street, and a petition of Mrs Holsman for further time to fill up a subterraneous passage in her lot in James' Street, were severally received and referred to the Street Commissioner

A petition of Eliakim Ford and others. against the assessment for making a drain in James and Oak Streets and Batavia Lane was received and referred to the Street Commissioner, the Alderman and Assistant together with the late Inspectors of the fourth ward

A petition of Charles Dobbs and others praying that permission may be granted to place manure at Willetts wharf was received and referred to the Street Commissioner, Inspector and Superintendant of Scavengers with directions to report to the Board at its next meeting and in the mean while to take such orders on the subject as they may consider expedient

A petition of Peter Bourdett and others praying liberty to inclose some vacant ground belonging to the Corporation in the fifth ward was received, and referred to the Street Commissioner and Inspector

Benjamin Huestace Merchant of N° 30 Dey Street was appointed Fireman to Company N° 21 in the stead of David Baker resigned

Assessments for regulating Greenwich Street from Carlisle to Rector Street, Greenwich Street from Beaver Lane [570] to Marketfield Street, the intersection of Carlisle and Washington Streets, Fletcher Street between Water and Front Streets, Front Street from Fletcher Street to Burling Slip for building a bulkhead across Vesey Street Slip, and for building a common sewer through Beaver Street were severally received and confirmed & James Hopson appointed Collector, and an assessment for regulating Thompson Street from Brannon Street to Lispenards meadow was received and confirmed and William Dustan appointed Collector

Reports from Captains Lawrence, and Goodheart's Watch Companies were received and referred to the Watch Committee

William Dustan Collector of the assessment monies for making a common sewer in Maiden Lane returned a list of delinquents ordered that a Warrant issue to enforce payment

A petition of J. Foussatt praying this board to relinquish its proportion of the forfeiture incurred by shipping flour without being reinspected was received and the prayer thereof granted

Alderman Bogert having reported favorable to the application of Hubert Van Wagenen respecting a load of manure which was charged to him by mistake, Ordered, that Alderman Bogert be authorized to refund the sum of seven pounds being the price thereof to the said Hubert Van Wagenen.

The Assessors for making a Common Sewer in James and Oak Streets and Batavia [571] Lane, returned an amended assessment Ordered that the consideration thereof be postponed

Upon receiving reports from the Street Commissioner Ordered that Ordinances pass for regulating Norfolk Street from Grand to Division Street, Water Street from Montgomery Street to the East River and for making a Common Sewer in Sloat Lane, and that George Gosman John Macomb Junior, David Heckle, Abraham Russel and Andrew Morrell be appointed Assessors

The quarterly accounts of the Alms house were examined and approved.

Nathaniel Bloodgood, John Griffiths, and Samuel Gilford Junior were appointed Fire wardens of the second ward instead of John Bingham, and John Tom who reside out of the ward.

Resolved that the Comptroller be and he is hereby authorized to receive from the President and Directors of the Manhattan Company. the sum of money awarded and found to be due to this Corporation on account of the injury done to the public streets by laying the conduit pipes of the said Company.

Ordered that the Superintendant of Scavengers be directed to cleanse the Streets and walks in front of the houses of individuals who have removed from the City and to keep an account of the expences so that it may be charged to them upon their return

The Street Commissioner has the honor to report a diagram of the ground at the intersection of Cross. and little Water Streets near the Collect. It appears that the ground marked yellow on the map belongs to Mr Beekman which he has lately caused to be inclosed in a fence and the Communication cut off between the upper part of Cross Street and Magazine Street as this [572] Street was much used, the shutting it up is much complained of. The Street Commissioner begs leave to recommend that he be directed to treat with the proprietors of the ground within the red lines, that the same may be purchased and laid out for a public street. All which is respectfully submitted.

Joseph Browne
St Comr

Ordered that the consideration thereof be postponed.

Ordered that the Oswego market be taken down and that the Market Committee take measures for that purpose, and that they assign other stands to the Butchers who in consequence thereof shall

be removed from their present place. The question respecting the Exchange Market was postponed

An application of the members of the Floating Engine Company to have a small boat allowed them was received and referred to the Chief Engineer

The City Inspector reported Ordinances for the removal and correction of nuisances numbered from 975 to 991. Ordered that the same do pass.

The City Inspector reported that Measures, are necessary for the regulation of the low ground near Lispenards meadow. Ordered that the same be referred to the Street Commissioner

The City Inspector reported that a Sheeps skin Manufactory [573] in James Street is a public nuisance, offensive, and dangerous to health. Ordered that he report an ordinance calculated to correct the evil.

Resolved that the Street Commissioner without delay exhibit to the Common Council a diagram exhibiting an accurate view of all the streets in this City southward of Grand Street which in the opinion of the Street Commissioner require and are capable of improvements by widening or streightening as buildings shall hereafter be erected adjoining the same shewing the manner of such improvements and the lines in which all new buildings in such streets shall hereafter be erected for the purposes of such improvements. And that such plan be accompanied with such commentaries and remarks as to enable all persons about to build to conform thereto. And that at least two copies thereof be made one whereof shall be kept at the Clerks office, and the other at the Alms house for the inspection and government of all persons who may be affected thereby, and that he also report to the Board such streets as in his opinion ought to be shut up.

A Licence was given to Andrew Wheeler to have a Butchers stand in the upper Greenwich Market, upon his giving security to be approved by the Market Committee he being under age.

Resolved that the Street Commissioner without delay ascertain and report to this board whether it would not be expedient to open a road on the easterly part of this City in a line with the East River and also the propriety of continuing Stanton Street to the East River

[574] Ordered that the allowance to be made towards the well near the government House be one dollar per foot agreeably to the usual practice of this board and the resolution passed for that purpose, and that the sum charged above that allowance in Mr Carmers

general account, and amounting to £33: 10 be deducted from his said account

Ordered that the Mayor issue his Warrants on the Treasurer to pay. the following accounts to wit

	Isd Warts Nos		
	984	Richard Furman Supt of the Alms house for the Support of that establishment	$8000.
	985	John Bogert Esquire for Building Committee	3000.
	986	Selah Strong Esqr for dirt to be carted into the Collect	1000.
	987	Abraham Hurd for work	417 24/100
	988	Selah Strong to pay to Sundry persons on account of the funeral expences of Gen. Hamilton	700 41/100
	989	Henry White for copying Jury ballots	40.
	990	Porri. Rinaldi & Co for a barometer and Thermometer	35.
	991	Peter Clark, for making cartridges	17 22/100
	992	Hulsart & Stagg for filling in the intersection of Broadway & Art Street	300.
[575]	993	Edward Watkeys for candles	9.37
	994	John Yonge for watering streets	49.12
	995	David King for public Dinners	408.87
	996.	S Montgomery & Barnet Newkerk for attending as Peace officers at the Fly market to enforce the Sunday Law	24.
	997	William Van Wart—City Watch	178 36/100
	998	Nicholas Lawrence do	178 36/100
	999	John Farrington do	178 36/100
	1000.	Magnus Beekman do	178 36/100
	1001.	George Goodheart Do	119 56/100
	1002	Jacob Hays Do	119 56/100
	1003	Charles Van Orden a quarters rent of a room for City Watch	25.
	1004	Jacob Hays for three men watching Tents on the Parade ground	4.50
	1005	Nicholas Carmer his account for public repairs	914 76/100

[576] In Common Council, August 27, 1804

Present Dewitt Clinton Esquire, Mayor
John B Prevost Esquire, Recorder.

Esquires Aldermen	Assistants
Wynant Van Zandt Junr	Robert Bogardus
John Bogert	Joseph Board
Mangle Minthorne	Andrew Morris
Philip Brasher	James Striker
Jacob De la Montagnie	Caleb S Riggs
Jacob Morton	
George Janeway	
John P. Ritter	
Jacob Harsen	

The Chief Engineer reported favorably to the petition of the floating Engine Company for a boat for their use, the said report was confirmed and a small boat directed to be procured accordingly

A petition of James Hardie praying an increase of salary being received. Ordered that in future he be allowed the sum of Fourteen dollars per week to be computed from the settlement of his last account

[577] Thomas Stagg junior was permitted to erect a Lime house in Broadway under the directions of the Street Commissioner

A petition of Alexander Ross and others against the regulations lately made in the upper part of Broadway being received Ordered that the same be referred to the Street Commissioner, Alderman Brasher gave notice of his intention to move for a reconsideration.

Returns from Captains Hays. Beekmans and Goodhearts watch companies were received and referred to the Watch Committee

A petition of Henry Philips to be reinstated as a Watchman was referred to the Watch Committee

A petition of John Keating to be released from a penalty for selling liquors without licence was received Ordered that the proportion of this board in the said penalty be remitted

An application of Richard M Woodhull, for six years lease of the new ferry from Corlaers hook to Long Island was received and referred to the Comptroller together with the Alderman and Assistant of the Seventh ward.

A petition of Joseph Robinson and others against removing the Exchange market was received and referred to the Market Committee

The Committee appointed to examine and report the best plan for supplying this City with pure and wholesome water having reported upon the subject. Resolved that a Committee be appointed further to investigate the practicability of supplying this City with pure and whole-

some water, and that they [578] enquire into and report to this board the quantity of water which can be supplied from the sources mentioned in the report made by the Committee recently appointed on this subject. the mode they would judge the most suitable for that purpose, and the expence likely to attend the same. And for this purpose that they likewise have authority to confer with the Directors of the Manhattan Company as to their terms for ceding to the Corporation the works established by them for supplying the City with water, and with any other persons whatever whom they may judge it expedient to make terms with upon this subject, and that they make report as soon as convenient to this Board.

Alderman Van Zandt
Morton
Janeway
Mr Crolius
Mr Riggs
The Inspector &
Street Commissioner
} Were appointed the said Committee

The Committee to whom was referred the petition of Abraham Van Gelder, William Heyer and Uzziah Coddington, and a communication of Jasper Stanton relative [579] to the inspection and cartage of Lime report that the present ordinance on that subject was framed after a full investigation of the evils complained of, and obtaining the best information as to the means of correcting them which the subject was capable of unless the aid of experience is added to the opinions of those from whom information has been obtained. And as experience has not and cannot yet shew the necessity of any alteration, the Committee are of opinion that the Ordinance be continued as passed and that a compliance therewith be exacted

Caleb S Riggs
Andw Morris
Joseph Board.

Ordered that the said report be confirmed.

The petition of Thomas Whytlaw and others, for repaving Catherine Street from Cherry to Bedlow Street was received, and ordered to lie on the table.

Assessments for building bulk heads across George, and Charlotte slips were received and confirmed, and Abraham Van Gelder Junior appointed Collector, and an assessment for a drain in Sloat Lane was received and confirmed and James Hopson appointed collector

A petition of Jacobus Bogert and John Dover against removing the Oswego market was received and ordered to lie on the table

A petition of Mary Laughton for the remission of a penalty for not reporting Boarders agreeably to the late ordinance of the board was received, and granted

A petition of Lawrence Myers for the office of Measurer was received, and ordered to lie on the table

Returns of the defaulters in the assessments for [580] making a drain in Pine Street, for digging and filling in Leonard Street and Chappel Street were received and warrants directed to be issued

The Street Commissioner and Inspector to whom was referred the petition of Michael Price and others praying that the vacant piece of ground at the intersection of Duane and Hudson Streets may be inclosed in a fence, sodded and ornamented with trees as promotive of health and recreation. Reported, that the piece of ground alluded to in the petition which is designated in the annexed map was ceded to the Corporation by the Corporation of Trinity Church exclusively for the purposes contemplated in the petition The Committee are therefore of opinion and beg leave to recommend that the prayer of the petition be granted They also beg leave to recommend that the old fence which lies in the gaol yard and which was lately removed from the place where the City hall is building, may be appropriated for the purpose of fencing this place provided the Inhabitants in the vicinity of it, will raise a sufficient fund to complete the inclosure and the Ornaments intended All which is respectfully submitted

August 27. 1804.

Joseph Browne St Co^{r}
John Pintard Inspe^{r}

[581] Ordered that the same be confirmed

The Treasurers monthly account was received and filed.

Resolved that the Bowery Lane be continued of the breadth of One hundred feet from the corner of Lovells house to the middle road agreeably to the map presented by the Street Commissioner, And that the Street Commissioner be authorized to receive the necessary Cessions of ground for that purpose, and further that the attorney of the board be directed to commence proceedings to obtain the ground of those who are not willing to cede the same.

Ezra Weeks was permitted to build two vaults in front of houses in Robinson Street, under the direction of the Street Commissioner.

The City Inspector reported Ordinances for the correction and removal of nuisances numbered from 992 to 995 inclusively. Ordered that the same do pass.

Alderman Morton
Mr Bogardus
and Mr Board
} Were appointed to prepare a suitable address to the Recorder upon the resignation of his office

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts. to wit

Isd Warrts Nos			
1006.	James Hopson for the sum assessed to this board for the regulation of Vezey & Washington Streets.....		$712 9/100
1007	James Hardie for services.....		60.
1008.	John Hardie for do		37 50/100
[582] 1009.	Thomas Hazard for lighting and cleaning City Lamps		259 9/100
1010.	Abraham Russel, Arthur Smith, and George Gosman, for the one half of arbitration fees between this Board and the Manhattan Company.....		150.
1011.	Thomas Collister for ringing Bells.....		9.
1012.	Bartholomew Skaats for a quarters salary including that of assistant &c.....		117 89/100
1013.	Obadiah Thayer for working public roads.....		1208 25/100
1014.	John Pintard, expence of exploring the source of the River Bronx		33 75/100
1015.	John Yonge for watering the Streets.....		47 18/100
1016.	Nicholas Lawrence. for City Watch.....		$178.36
1017.	William Van Wart	do	178.36
1018.	John Farrington	do	178.36
1019.	Magnus Beekman	Do	178.36
1020.	George Goodheart	do	119.56
1021.	Jacob Hays	Do	119.56

[583] In Common Council. September 3, 1804

Present Dewitt Clinton Esquire Mayor

John Bogert Philip Brasher Mangle Minthorne Jacob De la Montagnie Wynant Van Zandt Junr George Janeway Jacob Morton	Esquires Aldermen	Andrew Morris John Beekman Whitehead Fish Robert Bogardus Caleb S Riggs Clarkson Crolius James Striker Joseph Board

The petition of Jacob K Duryee for some office under the board was received, and ordered to lie on the table.

Enoch Price was reinstated as a Watchman in Captain Hay's company

The case of a British ship from Ireland lately arrived at the Quarantine ground with passengers being presented to the Board, Ordered

that it be referred to the Attorney of the board to examine into and report the facts.

The petition of Hannah Smith stating that her husband died of the Epidemic while in service as a watchman and praying an allowance was received and referred to the Watch Committee

The petition of Gilbert Fowler and others stating that they are injured by the regulations directed to be made in Leonard Street was received and referred to the Street Commissioner and Inspector

An amended assessment for the Common Sewer in James, and Oak Streets and Batavia Lane was received and confirmed and James Hopson appointed Collector,

A petition of Samuel L Mitchill praying further time for the completion of Front Street between Dover and Roosevelt Street [584] A petition of Benjamin Jessup and others against regulating Catherine Street. A petition of Barnes Bennet and others against regulating Harman Street and a petition of Abijah Hammond and others for the extension of Greenwich Street were severally received and referred to the Street Commissioner

James Anderson was permitted to build a vault opposite to his house in Greenwich Street under the direction of the Street Commissioner

A petition of Dennis Wareham to be released from a penalty incurred by his selling liquor without licence was received and rejected

A petition of Nicholas Brower for remission of a fine for incumbering the streets was received and rejected.

The Attorney of the board reported that the Jury had assessed the damages due to the several proprietors of houses and ground taken for continuing Cherry Street as follows. to the heirs of N Gouverneur $820. to George Janeway $1000. to Peter Ogilvie $166 $^{67}/_{100}$. to N Low $3 $^{4}/_{100}$. Thomas Ivers $1347 $^{8}/_{100}$. To N Romaine $882 $^{9}/_{100}$. To the heirs of .. Byvanck $862 $^{65}/_{100}$ To the heirs of Edward Laight for the house $2125, for the ground $1429 $^{8}/_{100}$ to the heirs of Will^{m} Laight $100: 50 making in the whole $9018 $^{82}/_{100}$ Ordered that a Warrant issue in favor of the Comptroller for the sum found due by the Jury as a recompence for the ground to be taken in order that the same may be paid or tendered to the parties, and that an Ordinance pass to assess the said sum among the owners and occupants of the property benefitted, and that Joshua Barker, Samuel Stilwell, Samuel Delaplaine, James Drake, and John N, Abeel be appointed Assessors for the same.

[585] A petition of Henry Mead for the Office of Measurer was received and ordered to lie on the table.

The petition of Israel Wood and others against the assessment for the Vezey Street Slip was received and referred to Alderman Morton, Mr Riggs and Mr Bogardus.

Assessments for regulating Beaver Street and Slote lane were received and confirmed and James Hopson appointed Collector and an assessment for regulating the upper part of Broadway was received and William Dustan appointed Collector

Upon receiving the report of the Watch Committee Ordered that William King and William Humfreys be reinstated as watchmen the former to Goodhearts and the latter to Hay's company and that William Mason be appointed a substitute of Hay's Company in the stead of Peter Paulding who has declined

The Street Commissioner reported Ordinances for repaving Chatham Street from Tryon Row to the new watch house, and for regulating Essex Street from Division to Grand Street Ordered that the same do pass and that George Gosman, John McComb Junr David Heckle, Abraham Russel and Andrew Morrell be appointed Assessors for the same

The Street Commissioner having reported on the petition of Abraham Stagg relative to the assessment of James' Slip and East Rutgers Street Ordered that the same be referred to Alderman Bogert, Minthorne and Crolius

The Committee to whom was referred the petition of Richard M Woodhull, reported as follows, to wit. That the conditions on which the ferry from Corlaers hook to Bushwick was established were that the proprietors of land on each side of the River should release to the Corporation a sufficiency of ground to erect ferry stairs and necessary buildings for the accommodation of the ferry. That Richard M Woodhull the petitioner did execute a deed to the Corporation for two lots between high and low water mark on the East side of the River for that purpose. That these two Lots are not more than sufficient for the purpose for which they were ceded. It would therefore be improper for the Corporation to give up one of them

The other request of the petitioner is that the term of his Lease might be extended to Six years from next May to remunerate him for the expence of making docks and ferry stairs and putting the ferry into operation. this request in the opinion of the Committee [586] is not improper to be granted, they therefore take the liberty to recommend that the lease for the ferry from Willetts wharf to Bushwick be

extended to 6 years from the 1 of May 1805. All which is respectfully submitted

Mangle Minthorne
Sept 3. 1804 John Beekman
Selah Strong

Ordered that the same be confirmed and that a Lease be made to Mr Woodhull accordingly

The City Inspector reported ordinances for the correction and removal of nuisances numbered from 995 to 1001 inclusive Ordered that the same do pass.

Alderman Morton, Mr Riggs, Mr Fish & The Street Commissr } Were appointed a Committee to ascertain and report whether Messrs Ross & Davis ought to receive any and what compensation in Consequence of the late regulations directed to be made in the upper part of the Broadway.

Ordered that Thomas Fardon be and he is hereby appointed a Measurer of grain

Ordered that the Mayor issue his warrants on the Treasurer to pay the following accounts to wit

Isd Warts Nos			
1022	John Yonge for watering the Streets	$48.87
1026.	Selah Strong for collation to the Osage Chiefs	157.59
1023.	Abraham Van Gelder for money assessed to the Corporation for Georges Slip	1159 61/100
1024	Abel Hardenbrook for repairing Lamps	77 54/100
1025	Oliver Waldron for working public roads	617 20/100
1027	Nicholas Carmer for repairs to pumps & wells	306 15/100
1028.	Selah Strong to pay for the ground taken to continue Cherry Street	9018 82/100

[587] In Common Council, September 10, 1804

Present Dewitt Clinton Esquire, Mayor.

George Janeway	Esquires Aldermen	Robert Bogardus	Assistants
Philip Brasher		Andrew Morris	
John P Ritter		Joseph Board	
Mangle Minthorne		Clarkson Crolius	
John Bogert		John Beekman	
Jacob Morton		Whitehead Fish	

Petitions of Thomas Clark and others for a pump in Lombard Street between East Rutgers and Charlotte Streets and from Thomas Service and others for a pump between Lombard and Charlotte Streets were severally received and referred to the Street Commis-

sioner together with the Alderman and Assistant of the Seventh ward with authority to take such order on the premises as they may deem expedient

A petition from William Tilford and others against disorderly houses in George and Bedlow Streets was received and referred to the Alderman and Assistant of the Seventh ward with authority to take proper measures to correct the evil

A petition from Henry Hulsart and Thomas Stagg stating that Anthony Brown Collector of the assessment monies for regulating Magazine Street has not paid them the monies due to them thereon was received and referred to the Alderman and Assistant of the Sixth ward with directions that they inquire into the facts

A petition of Peter Dobb and others for paving North Moore Street was received and referred to the Street Commissioner

Peter M^cCartee of N° 12 Jacob Street Currier was [588] appointed a Fireman to Company N° 7. George H. Robinson of N° 50 Frankford Street Currier was appointed a Fireman to the same Company instead of John Harrison deceased and William Rushforth N° 118 Broadway was appointed a Fireman to Company N° 11, in the stead of Robert S Van Keuren resigned.

Ordered that the extra watchmen directed to be employed in the second Watch district be discharged.

Upon the recommendation of the Watch Committee Ordered, that John Brower and Henry Philips be reinstated in their respective stations of substitute and Watchman in Goodhearts Company. Jacob Roome was appointed a substitute in Hay's Company John Fanes and James Reynolds were appointed watchmen to Goodhearts Company instead of Howell Marsh and David Halstead resigned, and Benjamin Cuthbert. John Brower and James Stewart were appointed substitutes in place of William King John Faines and James Reynolds appointed Watchmen

The consideration of the building a new watch house in the third District was postponed

The Committee appointed. to draft an address to the Recorder* upon the resignation of his office reported the following, to wit

Sir.

The Common Council have received with much regret the communication you were pleased to make to them of your intention to resign the office you now hold of Recorder of this City

They cannot but feel with much sensibility a dissolution of those

* Marginal note reads *J. B. Prevoost.*—ED.

official and social ties by [589] which they have been connected with you, for while the zeal and ability with which you have ever performed the duties of your station merited their respect your amiable and conciliating manners have secured to you their sincere and affectionate esteem

Be assured Sir, that in whatever situation of life, it may please Providence hereafter to place you that the members of this board will ever feel the liveliest and the tenderest interest for your prosperity and happiness.

J Morton
Rob^{t} Bogardus
Joseph Board.

Ordered that the same be approved, and that the Mayor be requested to subscribe a copy of the same in behalf of the board and transmit it to the Recorder

A petition of the public weighers praying an increase of compensation was received and referred to Alderman Bogert Brasher and Minthorne.

Thomas Pearsall was permitted to build vaults in front of his new houses in John Street under the direction of the Street Commissioner

An assessment for paving William Street from Stone Street Seventy two feet north of Beaver Street was received and confirmed and James Hopson, appointed Collector

The City Inspector reported Ordinances for the removal and correction of nuisances from N^{o} 1002 to 1041 inclusive, Ordered that the same do pass.

Ordered that the resolution directing the public Streets to be watered be and the same is hereby rescinded

Ordered that the report of the Street Commissioner lately received for the extension of Cross Street be confirmed and that he be authorized to treat with the proprietors of ground for the necessary cessions for that purpose.

Ordered that the Clerk prepare and report a list of the Several Weigh masters. Measurers and Inspectors of Wood and also of the applications which have been presented for those offices

Ordered that the Committee appointed to explore the source of the Bronx and other rivers in Westchester County be authorized to employ a Surveyor to assist them.

The Committee to whom was referred the Communication of Adolph Degrove relative to the [590] Chimney ordinance reported as

follows to wit That the Committee have no doubt but that the Corporation have power to pass the said Ordinance and do therefore recommend that the same be so amended as to restrain those who put the same at defiance. And that the Judgment passed against the Superᵗ of Chimnies be removed by certiorari to the Supreme Court And that the Attorney of the board take measures accordingly under the direction of the Counsel of the board.

J Morton
Robᵗ Bogardus

Ordered that the same be confirmed.

The Ordinance relative to the sweeping of Chimnies in the City of New York was reordained and the penalty in the eleventh section thereof increased to 55 dollars.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts, to wit.

Isᵈ Warᵗˢ Nosˢ			
1030	John Yonge for watering streets		$49 15/100
1031.	William Shatzel for rent		43 75/100
1032	Jacob Shute for sundries furnished a Committee		9 25/100
1033.	Joseph Tyler for collation to Osage Chiefs		332 43/100
1034	Joseph Browne a quarters Salary as Sᵗ Commʳ &c		449 50/100
1035	Benjamin Demilt for regulating public clocks		66 66/100
1036.	Alex. Stewart & John Slidell, assessing	1 ward	58 50/100
1037	Frederick Eckert & James Votey	5 ward	83 62/100
1038	Matthew Bunce & Samˡ Torbert	7 ward	86.
1039	David Deas & George Schmeltzel	8 ward	70.
1040	Nicholas Lawrence for City Watch		178 36/100
1041	William Van Wart	dº	178 36/100
1045	John Farrington	dº	178 36/100
1042	Magnus Beekman	dº	178 36/100
1043	George Goodheart	Dº	119 56/100
1044	Jacob Hays	Dº	119 56/100

[591] In Common Council. September 17. 1804

Present. Dewitt Clinton Esquire, Mayor

Wynant Van Zandt Junior John Bogert John P Ritter Jacob De la Montagnie George Janeway Jacob Morton	Esquires Aldermen	Andrew Morris Joseph Board Clarkson Crolius John Beekman Caleb S Riggs Whitehead Fish James Striker

Assistants

A petition of Gideon Kimberly and Henry Waring for a Water grant at Brooklyn was received and referred to the Comptroller

A petition of William Bran for further time to fill in a lot of ground at the corner of Rutgers and Lombard Streets was received and the time for filling in the same extended to the 1 May next.

A petition of Peter Garrabrance for the office of Measurer was received and postponed.

Returns from Captains Goodheart. Farrington and Hay's Watch Companies were received and referred to the Watch Committee

An application from Peter H. Wendover agent of the State Prison for the loan of a Fire Engine until the one stationed there can be repaired was referred to the Chief Engineer with authority to comply with the request in case he should deem it proper.

A petition of Matthew Tier for the stand N° 41 Fly market if William Post is willing to give up the same was received and referred to the Market Committee

[592] The Clerk presented a list of the several persons who now hold the Offices of Weigh master, Measurer and Inspectors of Wood, together, with the several applications for those offices.

A petition of Peter Ogilvie and others for the regulation of Walnut Street was received and referred to the Street Commissioner

The following report was received from the Comptroller, to wit. The Comptroller to whom was referred the petition of George Caines reports That Gulian Verplanck deceased was in his life time seized of a Lot of land at Bloomingdale adjoining the North River. That the petitioner George Caines has married the widow of the said Gulian Verplanck and is entitled to one third of the use of the Estate during his life. That the petitioner is desirous to improve the estate and wishes to obtain a grant of the soil between high and low water mark for that purpose.

The Comptroller deems it improper to make the grant to M^r^ Caines in his own right as it would be a compleat title to him and his heirs and would deprive the heirs of Gulian Verplanck of the right to the water which agreeable to usual custom they are entitled to But for the improvement of the Estate it is recommended that a grant be made to the heirs or legal representatives of Gulian Verplanck deceased of as much of the soil between high and low water mark (not exceeding 200 feet) as will be necessary for Docks and other improvements upon the same terms as lately granted to Alderman Harsin M^r^ Striker and others. All which is submitted.

September 17. 1804 Selah Strong

[593] Ordered that the same be confirmed and that a grant be made accordingly.

The Committee to whom was referred the petition against the assessment made for filling in the Slip at the foot of Vezey Street. Reported, that from examining the assessment they are of opinion that the assessors have not been made acquainted with the Act of the Legislature respecting the alterations or amendment of the public slips of this City passed the 2 April 1803 they would therefore recommend that the Assessment be returned to the assessors and that the Attorney of this Board be directed to furnish to the Assessors the said Act and to explain to them the principles upon which Assessments under it are to be made, At the same time the Committee would observe that it does not appear to them that the petitioners have been at all aggrieved by the said Assessment. but that in fact the sum awarded by the assessors to be paid by the Corporation is more than their proportion agreeably to the said act.

September 17. 1804

J Morton
Caleb S Riggs

Ordered that the same be confirmed.

Ordered that Richard Wenman be and he is hereby appointed an Inspector of lime

The Attorney of the Board reported that several of the butchers are in the habit of vending their meats in carts in the Streets. Ordered that he give them notice to desist from such practice on pain of being deprived of their licences

On the recommendation of the Watch Committee Ordered that Levi Guernsey be appointed a watchman to Hay's company instead of William Humfreys dismissed and that William Mason be appointed a substitute in place of L. Guernsey and that John Edwards and Charles Fisher be appointed watchmen of Farringtons Co^{y}, instead of Joseph Ogden and Elijah Fountain resigned

Ordered that it be referred to the Alderman and [594] Assistant of the first ward to consider and report whether it would be proper to repave Coenties Slip at the expence of this board.

The Committee to whom was referred the application of Hannah Smith whose husband was a Watchman and died of the late Epidemic having reported in favor of the same Ordered that such report be referred to the Comptroller to consider and report what would be a proper compensation

Ordered that it be referred to the Comptroller to ascertain and report whether Beach and Bussing have complied with the order of the board directing them to make a bulk head and fill in the same at Cortland Street Slip

Ordered that the Oswego and Exchange Markets be taken down and that the Market Committee report to the Board what stands ought to be assigned to the Butchers who will be removed from their places in consequence thereof

The City Inspector reported Ordinances for the removal and correction of Nuisances numbered from 1042 to 1045 inclusive. Ordered that the same do pass.

Resolved that the payment of the sums assessed for extending Cherry Street be suspended until the assessment of the expences among the Inhabitants can be so far completed as to shew whether any of those whose estates have been taken shall be chargeable with any part of the monies to be paid *[596] and to know whether the same cannot be discounted, And that the family of Mr Laight and others if any are similarly circumstanced be consulted by the Comptroller as to the payment of the monies assessed to them

Ordered that the Mayor issue his warrants on the Treasurer to pay the following accounts. to wit.

Issd Warrts Nos			
1046	John Yonge for watering the Streets		$16 31/100
1047	John Kane and David Lydig assessing 2 ward		58.
1048	Richd Cunningham and James Grant	4 ward	66.
1049	Benj Haight and Wm G Miller	3 ward	59 59/100
1050	John Pintard expence of surveying Bronx River		81 63/100
1051	James Hardie for services		64.
1052	Selah Strong six months salary as Comptroller		750.
1053	Selah Strong to pay Clks for attending at the late Election in the 1. 2. 4. 5. 6 and 7 wards		15.
1054	Selah Strong for constables do in 1. 4 6 and 8 wards		15.
1055.	John Adriance and John Cozine assessing 9 ward		51 13/100

[596] In Common Council, September 24. 1804

Present. Dewitt Clinton Esquire Mayor

John P Ritter Jacob Morton Mangle Minthorne Wynant Van Zandt Junior John Bogert Jacob Harsen Jacob De la Montagnie Philip Brasher.	Esquires Aldermen	Robert Bogardus James Striker Joseph Board Clarkson Crolius Caleb S Riggs. — Assistants

A petition from Thomas Dick for earth to fill the Street running through his lot was received and referred to the Street Commissioner.

* Clerk's error in numbering.—Ed.

A petition of John Graham and of William Bird for Butchers stands. A petition of Joseph Outen Bogert for a stand in the Fish market and the proposition of J Graaf and Matthew Goodman respecting the exchange of stalls were referred to the Market Committee

A Communication of Mr La Carriere respecting defects in the building of the new City hall was referred to the Building Committee

A petition of Peter Ogilvie and others for the regulation of Cherry Street, A petition of Cheney Higbie and others for the paving of Henry Street between Charlotte and Rutgers street, A petition of Daniel Ludlow and others for the [597] repeal of the Ordinance directing the filling in of water lots between Dover and Roosevelt Streets and an application of Daniel Phœnix for leave to make a cistern in front of his house in Greenwich Street were received and referred to the Street Commissioner

Permission was given to Ralph Thurman to build a vault opposite to his lot in Wall Street under the direction of the Street Commissioner

An application of John Kemp to lease lots in the Commons was received and referred to the Comptroller

George Lord Carpenter of the Bowery was appointed a Fireman to Company N° 10 in the place of Daniel Brady resigned.

Upon receiving reports of the Street Commissioner Ordered that Ordinances pass for regulating Walnut Street from Water to Grand Street. For repaving Harman Street from Rutgers Street towards Charlotte Street to the distance of four hundred and eighteen feet— for paving Washington Street between Dey and Cortland Street, and for filling in Magazine Street from Chatham to Cross Street, and that George Gosman. John McComb junior. David Heckle, Abraham Russel and Andrew Morrell be appointed assessors for the same.

The Street Commissioner reported an Ordinance for regulating and paving North Moore Street from Hudson to Varick Street Ordered that the consideration thereof be postponed

*The Street Commissioner reported an Ordinance for building a bulk head and filling in the ground near Brannon Street Slip. Ordered that it pass the board.

The Comptroller to whom was referred the petition of Gideon Kimberly and Henry Waring reported that the petitioners own Land at Brooklyn opposite to this City adjoining the East River they are desirous to obtain the grant of soil between high and low water mark

* Marginal note reads *See P. 647.*—ED.

for the purpose of docking out and improving their property. it is recommended that a grant be made to them reserving an annual quit rent [598] of one shilling per foot and leaving a public street of at least 40 feet in breadth at highwater mark. All which is respectfully submitted

September 24. 1804. Selah Strong

Ordered that the same be confirmed and a grant be made accordingly

A return was received from Captain Beekmans Watch Company ordered that the same be referred to the Watch Committee

A petition of Jacob Thurston and others for the increase of their pay as Watchmen was received and ordered to lie on the table

The following ordinances passed the board to wit.

An ordinance respecting the Inspectors of Wood in the City of New York.

Be it ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council Convened that for the purpose of inspecting the Fire wood which shall arrive and be offered for sale in this City that the City be divided into fourteen districts and that an Inspector be appointed for each of the said districts for the purpose of Inspecting the firewood which shall be offered for sale.

And be it further ordained that the first district shall include Rutgers Slip on the East River and shall be distinguished and known by the name of District Number 1. and that the

Second District shall comprehend Charlotte Slip and extend to and include the east side of Catherine Slip, and that the

Third District shall be composed of the New Slip, and extend from thence and include the south side of Catherine Slip, and that the

[599] Fourth district shall be composed of Pecks Slip. and that the

Fifth district shall contain Beekman Slip. Burling Slip and the Coffee House Slip, and that the

Sixth district shall contain the East side of Coenties Slip, and extend from thence to the Coffee house Slip. and that the

Seventh district shall be composed of the West side of Coenties Slip and that the

Eighth district shall consist of the White hall slip, and that the

Ninth district shall be composed of Swartwouts bason and Whites wharf. and that the

Tenth district shall contain Varicks bason, and both sides of the pier, and that the

Eleventh district shall comprehend the north part of the Corporation bason and extend from thence to the north intersection of Partition Street, and that the

Twelfth district shall consist of such parts of Rhinelanders bason as are not included in the thirteenth district, and that the

Thirteenth district shall contain the inside of Rhinelanders bason excepting the bridge fronting Barclay Street, and extend from thence Northward to Gaines Dock, and the

Fourteenth district shall include Gaines Dock, and from thence extend to and comprehend the State prison dock.

And be it further ordained that it shall be the duty of each of the Inspectors of Wood to keep a book in which he shall enter each load of wood he shall inspect and make return to the Office of the City Inspector in the City hall of the said City once in every month of the numbers of loads of wood by them Inspected during each month in order that the quantity of firewood brought into and sold in this City may be ascertained

An Ordinance to amend an Ordinance relative to the sweeping chimneys in the City of New York.

[600] Be it Ordained by the Mayor Aldermen and Commonalty of the City of New York in Common Council convened that if any person or persons from and after the passing of this Ordinance not employed by the Superintendant of chimneys shall sweep or clean for pay or reward any chimney or chimnies within the City of New York the person or persons so offending shall forfeit and pay to any person who may prosecute for the same for each and every offence the sum of Fifty five dollars with costs of suit to be recovered in any Court having Cognizance thereof And if the person or persons so offending shall be an Infant apprentice Servant or slave his or their Master or Mistress and the person and persons under whose care and direction he or they may be shall be deemed and taken to be the person or persons offending against this Ordinance and shall forfeit and pay the said sum of fifty five dollars with costs of suit to be recovered as aforesaid

And be it further ordained that so much of the fifteenth section of the said Ordinance in the words and figures following to wit " Except those incurred by the 11 Section " be and the same is hereby repealed.

And be it further Ordained that the eleventh Section of the said Ordinance be and the same is hereby repealed.

The following persons were appointed Inspectors of Wood, in the several districts established by the preceding Ordinance

[601] 1.	District.....	William Crum
2	.....	Thomas Hunt
3	.....	James Johnson, and Nicholas Beekman
4	.....	Joshua Hunt
5	.....	John Devore
6	.....	William Allen
7	.....	William Van Wart
8	.....	Hercules Mulligan
9	.....	Magnus Garrett
10	.....	Jacob Tabele
11	.....	Henry Crum
12	.....	Thomas Eagles
13	.....	Matthew Redett
14	.....	Cornelius Voorhis

Resolved that Beach and Bussing forthwith cause to be constructed in the south side of the outer block sunk by them on the north side of Courtland Street Slip a good and substantial ferry stairs under the superintendance and according to the direction of the Committee of public repairs and that the same be placed at such place and be of such extent and be constructed of such materials as the said Committee shall direct.

And resolved further that if the said Beach, and Bussing shall refuse or neglect to comply with the above resolution they shall be prosecuted on the covenant contained in their grant for this purpose.

Resolved that the Market Committee be directed to make suitable accommodations for the Fishermen who attend at the Hudson market

Resolved that the Mayor issue his Warrants on the Treasurer to pay the following accounts. to wit.

Isd Warts Nos			
1056	The proprietor of the American Citizen for printing.....		$43 87/100
1057	Selah Strong for Clks of Election in 3 and 8 wards and constables in 2 and 7 wards.....		36.
1058	R Belden for a Thermometer.....		8.
1059	Nicholas Lawrence—City Watch.....		178 36/100
1060	William Van Wart	do	178 36/100
1061	John Farrington	do	161 56/100
1062	Magnus Beekman	do	165 76/100
1063	George Goodheart	Do	119 56/100
1064	Jacob Hays	Do	119 56/100

[602] In Common Council, October 8. 1804.

Present Dewitt Clinton Esquire, Mayor

Wynant Van Zandt Junior	Esquires Aldermen	Andrew Morris	Assistants
Philip Brasher		Clarkson Crolius	
George Janeway		Joseph Board	
John P Ritter		John Beekman	
Jacob Harsen		Caleb S Riggs	
John Bogert		James Striker	
Mangle Minthorne			
Jacob Morton			

A petition of John Holdron and others stating that a part of their property in Courtland Street has been used as a Cartway and praying that they may be permitted to take the same to their own use was received and referred to the Comptroller

A petition of Alexander Fink Junior and others for a pump at the corner of Grand and First Streets was received and referred to the Alderman and Assistant of the Seventh ward

A communication of Samuel Sacket stating the careless and hazardous manner in which Gun powder is transported across the East River was received and referred to Alderman Van Zandt. Janeway and M^{r} Riggs

[603] A petition of John Gerhard Coster and others respecting the range of buildings in South Street. A petition of Samuel Radclift for time to remove a building in Hubert Street, and for the remission of a fine for obstructing the same were severally received and referred to the Street Commissioner

A petition of Cary Ludlow for the allowance of a demand due to him from the Estate of Reuben Johnson which was administered unto by the City Treasurer was received and referred to the City Treasurer to report the facts.

Upon receiving the petition of John Shrady and others to that effect Ordered that the Ordinance for repaving Chatham Street be suspended until the 1 May next.

Petitions from Christian Harriet and Andrew Wheeler for Butchers stands were referred to the Market Committee

A petition of John Donaldson for the remission of a fine for a nuisance was received and granted

Richard R Lawrence was permitted to erect vaults in front of his houses in Cliff Street under the direction of the Street Commissioner

Ordered that the several ordinances for regulating and paving

North Moore Street, for regulating Hester and Norfolk Streets and for filling in Magazine Street be suspended until 1 May next.

A petition of John McDermot praying that this board will defray the expences of a Certiorari for the purpose of setting aside a decision of the Justices Court in this City against the Ordinance of this board for preventing Hogs from running at large was received and ordered to lie on the table.

William Wells, grocer was appointed a Fireman to Co No 24 and Thomas Lowndes, Grocer No 158 Greenwich Street was appointed a Fireman to Company No 3 instead of Nicholas Roome resigned

Alderman Van Zandt
Bogert
Morton
Janeway
and Mr Beekman

Were appointed a Committee to examine the Accounts of the City Treasurer.

The Committee appointed to consider the propriety of [604] Extending the permanent line on the North river so as to gain a greater depth of Water Reported that the Committee have ascertained that the depth of water at the present permanent line on the North river does not in many places exceed Six feet at low water they have caused a Survey to be made and the depth of Water Sounded so as to get twenty feet at low water agreeably to the plan here presented but upon inspecting this draft it evidently appears that it will carry the line in the upper part of the town much too far into the river, it will create such an extensive flat of new made ground that it will be impossible to drain the water from the ground above but that the wharves may not be altogether useless for large vessels. the Committee take leave to recommend that the permanent line be extended forty feet further into the river from Rhinelanders dock Northward agreeably to the line on the draft presented; this will give a depth of about twelve feet at low water and make the distance between Washington and West Street 200 feet instead of 160 feet which is the distance at present The Committee have further been induced to recommend a small extension of the permanent line to make it nearly range with Rhinelanders dock which is already built out about 60 feet beyond the present line

Wynant Van Zandt Junr
Caleb S Riggs
Joseph Browne
Selah Strong

Ordered that the said report be confirmed.

Ordered that the Street Commissioner report to the board a plan for widening Washington Street by adding to the West Side thereof so as to make it 60 feet wide as far Southward as conveniently may be

The Comptroller presented to the Board a report relative to monies which have been expended and advanced by the Corporation on account of filling in and regulating Streets and upon various assessments and also stating that in the year 1799 a considerable sum was paid by the Corporation for a Drain, and filling in the Exchange Slip of which two thirds should have been paid by assessment [605] On the owners of property benefitted, Ordered that the first part of the said report be referred to the Comptroller with authority to pursue proper measures to recover back such monies as may be due to the Corporation and to take the assistance of the Counsel of the board And that the latter branch of the said report be referred to Alderman Bogert and Mr Furman to examine into the state of facts and to report thereon

The following Ordinance passed the board, to wit

A Law directing monthly reports from the Measurers of Grain, Lime, Charcoal, Boards and Lumber, and Weighers of Hay and providing for annual reports by the City Inspector of the amount and value of the various articles of Consumption and Commerce imported into and exported from this City.

Whereas correct estimates of the various articles of Consumption and Commerce imported into and exported from this City are objects of useful information and public utility

Be it enacted by the Mayor Aldermen and Commonalty of the City of New York in Common Council convened that the Measurers of grain Lime Charcoal Boards and Lumber and Weighers of Hay keep accurate accounts of the quantity of these several articles imported into this City together with the Importers names places from whence imported and the selling prices, and report the same, in the first week of every month, at the Office of the City Inspector

And be it further enacted that it shall be the duty of the City Inspector to record the aforesaid reports as well as all other reports that have been or may hereafter be directed to be made at his office And to make an annual report of the aggregate of the same in the Month of January And in order to render such annual report more extensively Comprehensive and useful it shall moreover be the duty of the said Inspector to obtain from the several officers of the State Government and of the United States Government in public employment in this City. Such facts and particulars [606] relative to the various articles of consumption and commerce imported and exported into and from

this City as the said Officers may in consistence with their duties communicate

The Comptroller to whom was referred the petition of John Kemp for the lease of 5 lots of land in the Commons Reported that these lots are rough and swampy situated on the back range and remote from the public road. they cannot be approached without passing through the lands of other persons Mr Gaine owns part of the lands which lay in the front Dr Kemps connexion in Mr Gaine's family would enable him to have access to them by passing through Mr Gaines land. It is recommended to lease the aforesaid lots to Dr Kemp at 10$ each per annum for 21 years. All which is submitted

Selah Strong

Ordered that the same be confirmed and that a lease be made accordingly

Ordered that the resolution for taking down the Exchange market be rescinded and that the said market be removed as nearly as possible to the Slip opposite thereto And that the Committee of public repairs take measures to carry this resolution into effect and make a stairs and that the Slip be kept open for the use of the Market

Alderman Morton gave notice of his intention to move for a reconsideration at the next meeting

The City Inspector reported an Ordinance for the correction and removal of nuisances numbered 1046 Ordered that the same do pass.

Samuel Hyler was reinstated as a watchman of Captain Beekmans Company

The Street Commissioner has the honor to report a diagram of Maiden lane from Broadway to Pearl Street, the narrowness and crookedness of [607] this Street point it out as capable of great improvement and at a very easy rate by gradually widening and straightening it when the present buildings shall be removed. He has therefore the honor to recommend when any of the buildings in this Street shall be taken down or removed, those thereafter to be erected shall be built to front on the dotted line as designated in the diagram and that the ground so to be taken to widen the said Street shall be appraised and paid for conformably to the Act of the Legislature in such case made and provided

All which is respectfully submd Joseph Browne
October 8. 1804 St Comr

Ordered that the said report be confirmed

The Street Commissioner to whom was referred a petition of Daniel Ludlow and others reported that it would be proper at present

to repeal the Ordinances for filling up sundry water lots between Pecks Slip and Roosevelt Street. Ordered that the said report be confirmed and the said Ordinances repealed accordingly.

The Street Commissioner to whom was referred the petition of Daniel Phœnix to place a Cistern in front of his house in Greenwich Street reported against the petition Ordered that the Consideration thereof be postponed

A petition of John P Lynch. praying permission to continue a Cistern which is erected near the corner of Greenwich and Cortland Streets was received and postponed.

The Attorney of the board reported a law to amend the Law entitled a Law for the due observance of the Lords day called Sunday. Ordered that the same be referred to Mr Riggs

The Attorney of the board reported an Amendment to the Law for regulating public wharves, the same was referred to Ald: Van Zandt

A report was received from Goodhearts watch Company, Ordered that the same be referred to the Watch Committee

Assessments were received for digging out and regulating Norfolk and Water Streets, the former was postponed and the latter confirmed and Abraham Van Gelder junior appointed Collector

[608] A Law relating to the Inspector of bread was received and referred to Alderman Morton

A petition was received from Frederick Rhinelander for further time to remove a Sawpit at the bottom of Harrison Street. the consideration thereof was postponed

A petition of Ann H. Scofield for the remission of a fine for selling liquors on Sunday was received and referred to the Attorney of the board.

Ordered that the Committee of public repairs cause a grate to be placed in the Common Council Chamber

Ordered that fuel be allowed to the Street Commissioners office

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts. to wit

Isd Warts Nos				
	1065	Nicholas Lawrence, City Watch	.....	$178 88/100
	1066	William Van Wart	do	178 88/100
	1067	John Farrington	do	148 96/100
	1068	Magnus Beekman	do	148 96/100
	1069	George Goodheart	Do	119 56/100
	1070	Jacob Hays	Do	119 56/100
	1071	Thomas Hazard lighting and cleaning City Lamps	.....	263 19/100

Nos	1072	Nicholas Carmer for public repairs	$2102 85/100
	1073	Richard Furman for Observatory	187 43/100
	1074	John Hardy for Services	45.
	1075	Thomas Brown for boats for the Ferry	886 43/100
	1076	Richard Harison Esqr 6 Mo Salary as Counsel	250.
	1077	Philip Fulkertson attending Battery as peace officer	18.
	1078	Selah Strong Cash paid for copying tax books	202 50/100
	1079	Selah Strong for dirt to be carted into collect	1000.
	1080	John Bogert Esquire for building Committee	3000.
	1081	Bartholomew Skaats for fuel	100.

[609] In Common Council. October 22. 1804

Present. Dewitt Clinton Esquire Mayor

Wynant Van Zandt Junior		Andrew Morris
George Janeway		Joseph Board
John Bogert		James Striker
Jacob Morton	Esquires Aldermen	John Beekman
John P Ritter		Clarkson Crolius
Mangle Minthorne		Caleb S Riggs
Jacob De la Montagnie		Jacob Le Roy.
Jacob Harsen		
Philip Brasher		

Assistants

The petition respecting the assessment of Vezey Street Slip was referred to Mr Bogardus. Mr Crolius and Mr Riggs.

The Attorney of the Board reported favorably to the petition of Ann H Scofield for the remission of a penalty for selling liquors on Sunday Ordered that the said report be confirmed and the proportion of this board in the said penalty remitted

A petition of William Broad to be appointed Measurer of Coal was received and postponed

A Law to amend the Law entitled a Law for establishing the assize of Bread within the City of New York and an ordinance in addition to the Ordinance to regulate the keeping of Gun powder in the City of New York passed the board

John Quackenbos was appointed Inspector General of Bread

On receiving the report of the Market Committee. Ordered that the stand No 29 Fly market be granted to John Graham

On receiving the report of the Watch Committee Ordered that Joseph Winship be appointed a Substitute to Hays Company

An application was received from Henry Stanton for the Lease of a Lot at the Ferry and stating that the Ferry [610] Stairs is not com-

pleted Ordered that the first part of such application be referred to the Comptroller and the Second to Mr Carmer

The City Treasurer presented a report on the petition of Cary Ludlow relative to a claim against the Estate of Reuben Johnson the same was referred to the Attorney of the board to procure the state of facts and to the Counsel for his opinion

The following report was received from the Comptroller to wit. The Comptroller begs leave to Communicate to the Common Council that the Treasurer of this City, has received from the Comptroller of the State a draft upon the Treasury for 9000 Dollars principal and 1080 dollars interest being part of the Sum of $45,000 dollars assumed by the State this sum has been received and paid to the Bank of New York and endorsed on the Corporation Bond.

October 22, 1804 Selah Strong

Assessments for repaving Coenties Slip between Water and Front Street, Cortland Slip from Greenwich Street to the Bulk head Washington Street from Cortland Slip to Dey Slip and Washington Street from Vezey Slip to Barclay Street were received and confirmed and James Hopson appointed Collector and an assessment for regulating and repaving Harman Street from East Rutgers Street 418 feet west was received and confirmed and Abraham Van Gelder Junior appointed Collector

A Supplementary assessment for regulating Bullock Street was received and recommitted to the same assessors

A petition of Benjamin Welsh and others for the regulation of Fourth Street from Grand to Pump Street was received and referred to the Street Commissioner

[611] The Street Commissioner reported an Ordinance for repairing James Slip and repaving the Street in front of the same Ordered that the same do pass the board

The Street Commissioner reported in favor of remitting the penalty of Samuel Radcliff for incumbering Hubert Street Ordered that the said report be confirmed and the said penalty remitted on payment of costs

The Street Commissioner to whom was referred the petition of John G Coster and Joshua Jones praying that they may be allowed to erect buildings in South Street between Coffee house Slip and Old Slip in a range with those between Old Slip and Coenties Slip has the honor to report a diagram of this part of South Street and to observe that South Street was intended to be a direct straight line

between Coenties Slip to Crane wharf that if the prayer of the petition be granted a small curve will be formed in the line of the houses differing about Six feet from a straight line, owing to some inattention or accident the dockbuilders employed by the petitioners have sunk the bulk head in front of their property more than 14 feet further into the river than it ought to have been but in the opinion of the Street Commissioner it were better that the inequality should be in the line of the wharves than that of the houses, and therefore begs leave to recommend that the prayer of the petitioners be not granted. All which is respectfully submitted

Joseph Browne
October 22. 1804 St Comr

Ordered that the same be confirmed and the prayer of the said petition rejected

Ordered that the Ordinance for digging out Montgomery Street be suspended.

Ordered that the question upon the taking down the Oswego Market be postponed until the 1 Monday in December

[612] Ordered that the Ordinance for regulating North Moore Street pass the board.

Ordered that a Watchman be stationed at Beekman Slip.

Whereas on the 21 May 1804 a resolution passed this board as follows Resolved that the report of the Comptroller upon the petition of Charles McCarthy be approved of with the following alterations to wit. that the said Charles McCarty be compelled within four years to erect on the Lot a good well built brick house of at least two stories and that the same at the end of the lease be valued and paid for by the Corporation and that he pay the yearly rent of 150 dollars from the time the said house is so built and until, he does so build he shall pay 200 dollars per year.

And whereas the said Charles McCarty is willing to receive a lease for the said premises for the term mentioned in the Comptrollers report without a Covenant to build a Brick house and to have the same valued and paid for by this board at the yearly rent of $175. Therefore Resolved this board will lease to the said Charles McCarty the said premises for the yearly rent of 175 Dollar's for the term mentioned in the Comptrollers report upon his paying all taxes, assessments, and keeping the premises in repair and at the end of the term delivering the same with all buildings he may erect thereon without any charge to this Board.

Resolved that the Counsel of this [613] Board be requested to make the case between this Corporation and the Manhattan Company relative to the damages done to the Streets by the lateral pipes for conducting water to the houses in this City to obtain the opinion of the Supreme Court in Conformity to the agreement of submission

Resolved that Samuel Stilwell one of the City Surveyors be directed forthwith to survey and stake the Bowery road from Lovells house to the middle road in conformity to the late determination of the Board in relation to the course and width of the said road.

An ordinance for assessing the sum found due by the Jury for the damages and recompence to the heirs of John Duryee for the ground taken to widen Cliff Street passed the board and Isaac Burr, Samuel Burling Thomas Carpenter, John Vernon and John J Post were appointed assessors

*An Ordinance for assessing the sum paid to Eleanor Durand and George Durand for a house and part of a Lot of ground taken to widen Chamber Street passed the Board and Frederick Eckert James Bells. Charles Stewart. Ezra Weeks and Henry Heiser were appointed assessors

Ordered that Thomas Ogilvie and Albert Cooper be appointed assessors in the Ordinance for assessing the Sum found due to John Quackenbos and Jacob Duryee for ground taken to widen Leonard Street instead of Benjamin Purdy and Jacobus Verveelen

The City Inspector reported Ordinances for the removal and correction of nuisances numbered from 1047 to 1049 inclusive. Ordered that the same pass the Board.

The Committee to whom it was referred to consider and report whether any and what compensation should be allowed to Alexander Ross and Abraham Davis for conforming to a former regulation of [614] the Broad way above the Stone bridge made a verbal report in substance that they had requested Nicholas Carmer to view the premises of M^r^ Ross and M^r^ Davis, and to estimate the expences they had respectively sustained by conforming to such regulation which will be totally lost by conforming to the present regulation and that M^r^ Carmer had given it as his opinion that M^r^ Ross's expences were 1000 dollars and M^r^ Davis's 900 dollars. Ordered that the said report be confirmed, and that Warrants issue for the said Sums accordingly

* Marginal note reads *See. P. 312.*—ED.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts. to wit

Is[d] Warr[ts] Nos			
	1082	Nicholas Lawrence—City Watch	$178 36/100
	1083	William Van Wart do	178 36/100
	1084	John Farrington Do	178 36/100
	1085	Magnus Beekman do	178 36/100
	1086	George Goodheart do	119 56/100
	1087	Jacob Hays Do	119 56/100
	1088	James Hardie for Services	70.
	1089	James Wall for making Tents	51 85/100
	1090	Theophilus Beekman Esquire a Quarters salary as Special Justice	250.
	1091	Jacob De la Montagnie Esquire do	250.
[615]	1092	Bernard Oblenis. Clerk to ditto	250.
	1093	Nicholas Carmer repairing pumps and wells	252 5/100
	1094	Stephen Allen for Sails to Ferry boats	206 52/100
	1095	James I Myers for repairing public roads	736 53/100
	1096	Alexander Ross for damages sustained by Conforming to the Ordinance of this board for regulating the upper part of Broadway agreeably to the resolution passed this day	1000.
	1097	Abraham Davis do	900.
	1098	Robert Troup Esquire for his opinion relative to the rights of the Corporation on the Jersey shore	40.
	1099.	Nicholas Carmer for Money advanced for a Well near the Government house	50.

[616] In Common Council, October 29. 1804

Present. Dewitt Clinton Esquire Mayor

Esquires Aldermen		Assistants	
Jacob De la Montagnie		Andrew Morris	
Jacob Harsen		Jacob Le Roy	
Jacob Morton		Joseph Board	
John P Ritter		Clarkson Crolius	
Philip Brasher		Caleb S Riggs	
Wynant Van Zandt Junior		James Striker	
George Janeway		Robert Bogardus	

A petition of Samuel Kelly and others respecting a drain in Beaver Street was received and referred to the Street Commissioner

Permission was given to James Scott to build a vault in Beach Street under the direction of the Street Commissioner

A proposal of John Golaher to sink a Well at the corner of Grand Street was received and referred to the Street Commissioner

A supplementary assessment for regulating Bullock Street was received and confirmed and Waters Furman appointed Collector

Waters Furman presented a return of the delinquents in the assessment for regulating the Bowery Lane from Pump Street to the Outlet between North and Bleecker Streets Ordered that a Warrant issue to obtain payment.

[617] Isaac Williams Grocer at the corner of Barclay and Chapel Streets was appointed a Fireman to Company N° 14 instead of Philip Minthorne resigned

Upon receiving the report of the Watch Committee

David Osburne
Evert Vredenburg
James Van Houten
George Mount
Joseph Curtis
and Stephen Mott } Were appointed Watchmen and

Allison Platt
William Parker
William Campbell
Phineas G Pelton
Joseph Dow and
Henry Bird } Were appointed Substitutes to Captain Beekmans Company

A petition of Joseph F. Mangin in relation to an account presented by him for surveying was received and referred to the Comptroller

The following report was received from the Street Commissioner to wit. The Street Commissioner has the honour to report a Map of the north side of the City from the Battery to the State Prison, conformably to a resolution of the Common Council on which the blocks between Washington and West Streets from Murray Street to the State Prison are made of uniform depth of One hundred and ninety feet. Washington Street northward from Cortlandt Street is to be 60 feet wide. to give regularity to this breadth the Street Commissioner begs leave to recommend that it may be estimated from the West line of the Street as laid down on the map which will give a small increase to the depth of the lots on the West side of the Street. All which is respectfully submitted

Joseph Browne
October 29, 1804. St Com[r]

[618] Ordered that the same be confirmed and that a copy of such plan be kept at the Office of the Street Commissioner for public examination and that the Street Commissioner cause an advertisement to be published to that effect

The Comptroller to whom was referred the petition of Charles Smith relative to his lease of the public wharves and Slips reported on that subject, the consideration thereof was postponed

A Law to amend the Law entitled a Law to regulate the lying of vessels at the Public wharves and in the Slips of the City of New York, and to repeal the 3. 4. 5 and 11 Sections thereof. And an Ordinance to amend an Ordinance for the appointment of a Street Commissioner and to regulate the paving and keeping in repair and to prevent obstructions in the Streets of the City of New York. passed the board.

The City Inspector reported Ordinances for the correction and removal of Nuisances numbered from 1050 to 1053 inclusive, Ordered that the same pass the board.

The Inspector having recommended that the members of this board view the situation of the River Bronx and Rye Pond in Westchester County to enable them the better to decide upon [619] the practicability of conveying the water to this City for public uses Ordered that such recommendation be agreed to by the board

Genet Martinot was permitted to build a vault in William Street under the direction of the Street Commissioner

Permission was granted to Peter Dobbs to erect a Lime house under the direction of the Street Commissioner

The Inspector General of Bread reported that he had appointed Jacob Fought to be his deputy under the late Ordinance. Ordered that such appointment be confirmed.

The Committee to whom the expediency of stationing two of the smaller Engines of this City to Harlaem and Greenwich and of supplying the vacancies by larger ones Report that they deem it expedient that Fire Engine N° 23 with fifteen of the public buckets be removed to Harlaem under the direction of the Chief Engineer and that they recommend William Brady, Thomas Brass, Caleb Mudge, John M^{c}-Euen, Samuel Meyer, Benjamin Vredenburg John Adriance Benjamin Benson Junior, William De Voe and Samuel Darling to be appointed Firemen thereto. That your Committee also deem it expedient that the Chief Engineer be directed to remove Fire Engine N° 19 with fifteen of the public buckets to Greenwich to such place as the Alderman of the 8 ward and the Chief Engineer shall think proper, that M^{r} Carmer be ordered to have an Engine house build for the purpose Your Committee are also of opinion that the Comptroller be directed to

purchase two new and larger Engines to supply the vacancies occasioned by those that may be removed All which is submitted

Jn° P Ritter
Geo. Janeway
Jacob Harsen

[620] Ordered that the same be confirmed.

The situation of the Fire Company N° 1 was referred to the Chief Engineer to report thereon.

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts, to wit

Issd Warrts Nos			
1100	Joseph F. Mangin for Surveying	$184.
1101	Thomas Hazard lighting and cleaning City Lamps	269 83/100
1102	James Hopson money assessed to Corporation for paving lower end of Cortlandt Street	353 55/100
1103	George Buckmaster for Ferry boats	593 54/100

[621] In Common Council, November 5. 1804

Present. Dewitt Clinton Esquire Mayor

Wynant Van Zandt Junior		Andrew Morris
John Bogert		James Striker
Jacob De la Montagnie	Esquires	Jacob Le Roy
Philip Brasher	Aldermen	Caleb S. Riggs
Jacob Morton		Joseph Board
Mangle Minthorne		Robert Bogardus
John P Ritter		
George Janeway		
Jacob Harsen		

Assistants

A petition of Andrew Tinkey and others for displacing Cornelius Voorhis as Inspector of Wood was received and referred to the Committee lately appointed upon the Inspection of Wood.

A Communication of M^r Banche respecting a proper method of ringing the Bells so as to distinguish from their sound the place in which a fire happens was received and referred to the Chief Engineer

The petition of Charles Johnson to be relieved from a penalty for not returning his name as a Boarding house keeper was received and referred to the Attorney of the board.

[622] Joseph Constant and Vincent Fauré were permitted to erect vaults opposite to their houses in Murray Street under the direction of the Street Commissioner.

A petition of Ebenezer Clarke to purchase a gore of land near Elm

Street belonging to the Board was received and referred to the Comptroller

A return from Captain Beekmans Watch Company was received and referred to the Watch Committee

Ordered that the Clerk furnish Mr Harison with a copy of the submission and report between this board and the Manhattan Company

Ordered that the Attorney of the Board give notice to Frederick Rhinelander to surrender a piece of land belonging to the Corporation situated at the foot of Reed Street, and upon his noncompliance to Commence an Ejectment suit to recover possession of the same under the direction of the Counsel of the board

Ordered that the Attorney of the Board be authorized to discontinue the suits against Nathaniel Prime to recover a penalty for not filling in certain Lots of ground in pursuance of an Ordinance of this board and also the expences of filling in the same upon his paying the costs of suit, and also his equal proportion of the said Expences [623] being one third part of the same

Abraham Russel was appointed an assessor in the Ordinance to assess the damages and recompence found due to John Quackenbos and Jacob Duryee for ground taken to widen Leonard Street instead of John P Groshon.

Ordered that Mr Bogardus be added to the Committee to whom was referred the petition of Abraham Stagg in the stead of Alderman Bogert who is excused from Serving on the said Committee And that the Committee be requested to report the State of facts together with the evidence respecting the claim of Mr Stagg

Ordered that the Comptroller be requested to report what monies have been received by Charles Smith Contractor for the public wharves and Slips in consequence of his having permitted larger vessels than the Law allows to occupy such slips

The City Inspector reported an Ordinance for the Correction and removal of nuisances numbered 1055 Ordered that the same pass the board.

Ordered that the subject of the Tunnel and the proposition to procure water from the Bronx River be made the Orders of the day for the next meeting

Resolved, that the following persons be and they are hereby appointed Inspectors of the ensuing Election for Charter Officers, and that the Polls be kept in the respective wards. at the several places hereafter mentioned to wit

[624]

First ward { Thomas Storm, Martin S. Wilkins, Isaac Sebring
Poll to be kept at the Tontine Coffee house.

Second ward { John W Mulligan, David Lydig, John Vernon.
Poll, at Andre Mathieus Tavern

Third ward { Daniel Bowie, John Mills, Jonathan Little
Poll at St Pauls Church.

Fourth ward { William Rhinelander, Edward Ferris, John Abeel
Poll at Places Tavern, William Street

Fifth ward { Peter Arell, John T Banta, Peter Curtenius
Poll at Mooneys Tavern Thomas Street

[625]

Sixth ward { Thomas White, Jonathan Weedon, John Remmey
Poll at English Lutheran church. Mott Street.

Seventh ward { Abraham Dally, Ephraim Brasher, Jacamiah Ackerly
Poll at Daniel Tiers Tavern. Bowery.

Eighth ward { James Farquhar, William H. Robinson, Henry Brevoort
Poll at the house of Joseph Delacroix,

Ninth ward { Nicholas Fish, Jacobus Dikeman, Thomas Brass.
Poll at Hardenbrooks Tavern.

Lien. Iss[d] Warr[t] N[o] 1121.

Ordered that, the Mayor be authorized to issue a Warrant in favor of Waters Furman Collector of the Assessment for regulating Bowery Lane and Bullock Street for $318 5/100 being for the sum of $84 45/100 assessed to Edward Livingston Esquire in the assessment of Bowery Lane and $234 14/100 assessed to him in the assessment of Bullock Street And that the said sum be a lien upon his property as the Law directs.

[626] Ordered that the Mayor issue his Warrants on the Treasurer to pay the following Accounts to wit

Iss[d] Warr[ts]			
N[os] 1104	Nicholas Lawrence for City Watch		$178 36/100
1105	William Van Wart	d[o]	178 36/100
1106	John Farrington	d[o]	148 96/100
1107	Magnus Beekman	D[o]	148 96/100
1108	George Goodheart	d[o]	119 56/100
1109	Jacob Hays	d[o]	119 56/100
1110	Charles Van Orden a quarters rent of a room for City Watch		25.
1111	Thomas Hazard a quarters salary as keeper of Bridewell including that of two Assistants		437 50/100
1112	Peter Burtsell books and Stationary furnished Inspectors Office		96 44/100

Nos 1113	John Pintard expences of visiting the Bronx	$184.
1114	John Burger Esquire. Coroners fees	102.
1115	Tunis Wortman a quarters salary as Clerk	150.
1116	John Hardie for Services	30.
1117	John McKenzie keeper of Potters field	69.
1118	Proprietor of Daily Advertiser for subscription	37 50/100
1119	Thomas Hazard for Officers conveying Vagrants to Bridewell	122 50/100
1120	John Bogert Esquire for Building Committee	3000.

[627] In Common Council. November 12. 1804

Present Dewitt Clinton Esquire Mayor

John Bogert	Esquires Aldermen	Robert Bogardus
Wynant Van Zandt Junior		Caleb S Riggs
Jacob Morton		James Striker
Jacob De la Montagnie		Joseph Board
John P Ritter		Clarkson Crolius
Mangle Minthorne		Andrew Morris
George Janeway		
Philip Brasher		
Jacob Harsen		

Assistants

The Board visited the Alms house and Bridewell and found the same in a state of good order

The resignation of John Vernon as an Inspector of the election for charter Officers in the 2 Ward was received and accepted and Oliver Kane appointed in his stead

The resignation of Jonathan Weedon as an Inspector for the 6 ward was received and accepted and Peter Amerman appointed in his stead

It having been suggested to the board in behalf of Mr DelaCroix that the ensuing election of charter Officers in the 8 ward could not be conveniently held at his house Ordered that the same be held at Tomlinsons Tavern.

The quarterly accounts of the Alms house were received and filed

A report of the Commissioners of the Alms house relative to the establishment of a School for the poor children was received and referred to Alderman Van Zandt and De la Montagnie

[628] Anthony Smith was permitted to erect a vault at the corner of Broadway and Leonard Street under the direction of the Street Commissioner

Moses Harris Taylor of No 166 Pearl Street was appointed a Fireman to Company No 4 instead of Archibald Mills resigned,

Thomas Gibson, Painter and Archibald Davie Taylor, were appointed Firemen to Company N° 16. instead of William Post and Joseph Wood and Joshua Bloodgood Cartman was appointed a Fireman to Company N° instead of Isaac Williams.

A petition of David Waldron for compensation for damages sustained by the late regulation of the upper part of the Broadway was received and referred to the Street Commissioner

A petition of David Heckle Fireman of Fire Company N° 23 for a new Engine was received and referred to the Chief Engineer.

A communication of Comfort Sands stating that he is not the owner of the Lots of ground for the filling in of which suits have been commenced against him was referred to the Inspector and Attorney of the Board

A petition of Robert Morris and others against the assessment of Herman Street was received and referred to the Street Commissioner

The Street Commissioner to whom was referred the petition of Samuel Kelly and others stating that the Common Sewer lately put down in Beaver Street between Broad Street and William Street was [629] not necessary. that it does not answer the purpose for which it was intended, that it is badly constructed, and therefore that they ought not to pay for the same, has the honor to report. That there had always been a Common Sewer through this Street made of Wood which had in some parts become so rotten as to prevent the water passing through it by which means many Cellars were filled with water and endangered the health of the neighbourhood. As the Street required to be repaved and to be raised at the upper end of it to increase the descent it was thought advisable by the Common Council that the whole of the Wooden Common Sewer through this Street should be taken up and replaced with one made of brick That this Common Sewer does not answer the purpose intended is in some respects true, that is, that it does not drain off the water with Sufficient rapidity. this however is to be attributed to its outlet which is into a wooden drain or Common Sewer running down Broad Street, on examining this drain it appears that it is compleatly filled with mud except for about two inches on its upper side

That the Sewer is badly built is true and the Contractor has agreed with the assessors to deduct ten per Cent from his Contract price. this is a reasonable deduction The Street Commissioner begs leave to recommend that the assessment be confirmed with this deduction

The Street Commissioner also begs leave to recommend that as soon as the season of the year will permit next spring. that an Ordi-

nance be passed the board, directing the Common Sewers in Broad Street be opened and cleansed, All which is respectfully submitted

Joseph Browne
November 12. 1804 St Comr

Ordered that the same be confirmed.

Assessments for digging out and regulating Walnut Street from Water to Grand Street. Essex Street between Division and Grand Streets and for regulating Cannon Street between [630] Grand and Bullock Streets were received, and confirmed and Abraham Van Gelder junior appointed Collector. An assessment for paving the west side of James' Slip was received and confirmed and James Hopson appointed Collector and an assessment for paving North More Street from Hudson to Varick Street was received and confirmed and William Dustan appointed Collector

Alderman Morton, Janeway and Brasher } Were appointed a Committee for the celebration of the 25 of November instant

Ordered that the Comptroller be requested to prepare and report the draft of a petition to the Legislature to increase the rates of Ferriage between New York and Brooklyn

Ordered that the Salary of the City Inspector of the Board be audited at the rate of $24 5/100 per week

Ordered that William Furman be directed to discharge One of the assistants at the Ferry and to perform himself the duty of such assistant

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts to wit

Issd Warrts Nos			
1122.	Richard Furman Superintendant of the Alms house for the use of that Establishment	$8000.
1123	Samuel Stilwell for Surveying	90 5/100
1124	Caleb Pell and William Hardenbrook for assessing 6 ward	76 75/100
1125	John Pintard a quarters Salary as Inspector	322.

[631] In Common Council, November 19, 1804

Present Dewitt Clinton Esquire Mayor
Maturin Livingston Esquire Recorder

John Bogert	Esquires Aldermen	Jacob Le Roy	Assistants
Wynant Van Zandt Junior		Caleb S Riggs	
Mangle Minthorne		Robert Bogardus	
John P Ritter		Clarkson Crolius	
Jacob De la Montagnie		Joseph Board	
George Janeway		James Beekman	
Jacob Harsen			
Jacob Morton			

His Excellency the Governor by and with the advice and consent of the Council of Appointment having been pleased to appoint Maturin Livingston Esquire, Recorder of this City Mr Livingston appeared in Common Council and took and subscribed the oaths of Office required by Law.

A petition from Archibald Jackson for the remission of a penalty for not marking his bread was received and granted

A petition from John Gray for the remission of a penalty on account of his chimney being on fire was received and referred to the Attorney of the board.

A petition of Rufus King in behalf of the American Academy of Arts praying that a room of the new City hall may be set apart for their use was received and referred to the Building Committee

A petition of Hugh McDougall praying that he may be employed to put numbers on the doors of houses was received and referred to the Street Commissioner

[632] Upon the representation of the Inspector of the Board Ordered that the Mayor be authorized to make such advances for the relief of three indigent French families as he may think proper not exceeding $50 for each family

A petition of Robert Lylburn praying that a road may be opened to communicate with the property granted to him by the Corporation in the Commons was referred to the Street Commissioner, and Comptroller

Ordered that the Committee of arrangements for the celebration of the 25 November furnish the Military with the usual quantity of powder

A petition of the Inspector General of bread for an increase of salary was received and referred to Alderman Brasher, De la Montagnie and Morton

A petition of Nathaniel Pendleton to purchase property in the Commons was received and referred to the Comptroller

James Hopson Collector of the assessment, for building a bulkhead across Vezey Street presented a return of delinquents Ordered that the consideration thereof be postponed

A petition of William Houstoun and others for the regulation of Grand Street between Bowery Lane and Broadway was referred to the Street Commissioner

Several petitions and reports respecting the sewer through Sloat lane were received and referred to the Street Commissioner with authority to have it cleansed

Upon receiving the report of the Watch Committee Ordered that Samuel Hyler and Isaac Boyce be reinstated as Watchmen

[633] A return from Captain Farrington's watch company was received and referred to the Watch Committee

A petition from Abraham Stagg stating that money is due to him upon several contracts for regulating the Streets and praying relief was received and referred to the same Committee with his former petition on the same subject.

The Street Commissioner having been directed by a resolution of the Common Council to apply to the proprietors of Lots of ground in Cross Street between Magazine and little Water Street for the purpose of ascertaining the prices demanded by them for the ground necessary for the opening of the said street has the honour to report That M^{r} Beekman demands £850 exclusive of any charge on the remainder of the ground for the Street. Messieurs Lorillard Stockholm and M^{c}Evers will not fix a price. under these circumstances the Street Commiss^{r} begs leave to recommend that the Attorney of the Corporation be directed to cause the ground taken for the Street to be valued conformably to an act of the Legislature in that case made and provided. All which is respectfully submitted

Joseph Browne

November 19. 1804. S^{t} Comn^{r}

Ordered that the same be confirmed and that the Attorney of the board be directed to institute proceedings to obtain the necessary ground accordingly

An ordinance to make an assessment of the monies paid for a house and part of a lot of ground taken to widen Warren Street passed the board and George Gosman. John M^{c}Comb junior. David Heckle Abraham Russel and Andrew Morrell were appointed assessors.

The Street Commissioner to whom was referred the petition of David Waldron praying compensation for injury done to his property by the regulation of Broadway reported against the prayer of the said petition Ordered that the said report be confirmed and the prayer of the said petition rejected accordingly

The City Inspector reported an Ordinance for the removal and correction of nuisances numbered 1057 Ordered that the same pass the board.

The Attorney of the board reported unfavorably to the petition of [634] Charles Johnson praying to be relieved from a penalty for not returning his name as a Boarding house keeper Ordered that the said report be confirmed.

Henry J Kip Merchant of N° 167 Broadway was appointed a Fireman to Company N° 20 instead of Tunis Van Winkle. Henry Brooks of N° 26 Vezey Street Currier was appointed a Fireman to Company N° 7, instead of Thomas Post resigned Stephen Callow, Painter of N° 74 Liberty Street was appointed a Fireman to Company N° 20 instead of Joseph Webb resigned and John Stewart Cabinet Maker was appointed a Fireman to Company N° 24

Resolved that the Street Commissioner receive proposals for regulating Stanton Street according to the profile made by Samuel Stilwell one of the City Surveyors.

Resolved that M^r Carmer without delay cause posts of at least 4 feet in length to be placed at the head of Catherine and James' Slips, and that the present ones be removed.

Resolved that the Attorney of this Board stay all proceedings on Daniel N Trains bond until the first day of May next

Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts—to wit

Iss^d Warr^ts N^os		
1126.	John McKesson Esquire for ground taken to widen Warren Street	$1200.
1127	Nicholas Lawrence for City Watch	178 36/100
1128	William Van Wart do	178 36/100
1129	John Farrington do	148 96/100
1130	Magnus Beekman Do	148 96/100
1131	George Goodheart do	119 56/100
1132	Jacob Hays Do	119 56/100
1133	Amos Rooke attending Signal poles at Staten Island	136 42/100
1134	James Hardie for Services	56.
1135	Proprietor of Evening Post for Subscription	37 50/100
1136	John Quackenbos ballance of Salary as Inspector of bread	285 45/100

[635] In Common Council, November 20, 1804

Present Dewitt Clinton Esquire Mayor.
Maturin Livingston Esquire Recorder

Jacob Morton John Bogert Jacob De la Montagnie Mangle Minthorne George Janeway John P Ritter Philip Brasher.	Esquires Aldermen	Andrew Morris Joseph Board Robert Bogardus Clarkson Crolius John Beekman Whitehead Fish	Assistants

Daniel Phœnix Esquire was appointed City Treasurer. Hugh Goble was appointed High Constable

The assessment of ground taken for the regulation of the upper part of Cherry Street was recommitted to the same Assessors to make such amendments therein as they may deem expedient.

[636] In Common Council, November 29. 1804

Present Dewitt Clinton Esquire Mayor
Maturin Livingston Esquire Recorder

Wynant Van Zandt Junior Mangle Minthorne Jacob De la Montagnie Jacob Harsen John Bogert John P Ritter Jacob Morton Philip Brasher	Esquires Aldermen	Andrew Morris Caleb S Riggs Robert Bogardus Clarkson Crolius Jacob Le Roy John Beekman	Assistants

An account from the Health Committee was received by which it appears that there is a balance due to them of £82:9:6 Ordered that a Warrant issue for the same in favour of the Treasurer of the said Committee

Issd Warrt Nº 1156.

Resolved that the portrait of the late Governor Jay made by Mr Boyle is not such as meets the ideas of the Board, and therefore that they will not purchase it. Ordered that the Clerk furnish Mr Boyle with a copy of this resolution and present him the sum of $50 for his trouble

A petition from William A Hardenbrook foreman of Company Nº 19 being received thereupon Resolved that Fire Engine Nº 19 directed to be removed to Greenwich and Nº 23 directed to be removed to Harlaem be replaced by new and larger ones to be purchased by the Comptroller as soon as possible

A petition of the Inhabitants for a pump at [637] the corner of Rivington and third Streets was received and referred to the Alderman and Assistant of the seventh ward.

James Carman was appointed a Fireman to Company N° 26 instead of Abraham Stagg resigned John Guest Cabinet maker was appointed a Fireman to Company N° 20 instead of Thomas Taylor resigned Silas Hicks Merchant, Isaac Valentine Merchant, Abel Hardenbrook Junior Sailmaker and John Stimas Carpenter were appointed Firemen to Company N° 25 instead of Daniel Tylee, David Fowler, Robert Sands and Silas Lawrence.

A petition of William Miller to be relieved from a penalty for not emptying a sink at N° 55 Church Street was received and referred to the Attorney of the board and Inspector

The following report was received from the Building Committee to wit. "The Building Committee to whom was referred a petition from the Directors of the American Academy of Arts praying for permission to occupy a part of the upper floor of the new Hall beg leave to report that the laudable views manifested by this Society ought to receive the patronage of the Corporation therefore offer the following resolution"

"Resolved as the opinion of this board that whenever the new Hall shall be completed a part of the upper floor ought to be assigned to the use of the Academy of Arts under such regulations and restrictions as the Corporation may from time to time judge expedient"— Ordered that the same be confirmed and that the resolution thereby recommended pass accordingly

Upon receiving the report of the Market Committee Ordered that the stand N° 41 Fly market lately occupied by William Post be granted to Andrew Wheeler

A petition of Edward Ferris Inspector of Flour stating that a certain Andrew Bartholomew has recovered back from him the amount of a penalty received for 26 barrels of Rye Flour seized on account of a supposed [638] Breach of the Inspection Law and praying the board to refund to him the proportion of the said penalty paid into the Alms house together with the one half of the interest and costs being received thereupon ordered that the sum of $65 being the actual amount paid by Mr Ferris into the Alms house be refunded to him but that this board will pay no part of the interest or costs

A petition of John McLean Commissary of Military stores, and others stating that a certain Kitty Strong has taken possession of a

house erected for the use of the Magazine and that the same has become the resort of dissolute characters was received and referred to the Comptroller with authority to remove them

The following report was received, to wit

The Powers vested by the Board in the Building Committee being about to expire they deem it their duty previous to this event to lay before the Board a statement of their proceedings during the present year in relation to the New City Hall

The season of the year being now advanced to that period when it is imprudent to continue workmen both from motives of economy as well as benefit to the Building. The Committee have discharged and paid off all such persons as could be dispensed with retaining only a number of Stone Cutters who are to be employed during the Winter in order to expedite the Building the following year. Circumstances have occured to retard that rapid progress which was contemplated The Committee the last Season contracted for marble on very favourable terms the same was not delivered in such quantities as was expected. This was owing [639] to badness of the Roads during the winter and the immense falls of snow which for a length of time prevented the working of the quarry. and to which may be added the previous preparation necessary for a land transportation of twenty six miles—difficulties were also experienced in procuring a sufficient number of Stone Cutters to prepare it for the masons When the extent of the building is considered, the lateness at which the first parcel of marble was received and the want of Stone Cutters the progress of the Building has been as rapid as could be expected, the same obstacles ought not to be looked for the following season great exertions are making by the Contractors of the marble to have large quantities brought to the landing this winter and there is at present a large supply now at the building and which will employ from 25 to 30 Stone Cutters until the Spring, this will enable the Masons to carry up the building to the head of the first windows and the quantity which will be delivered early in the Spring will ensure the most rapid progress during the following Summer

In order to exhibit to the Board an account of the receipts and Expenditures for the last season the Committee instructed their Treasurer to close all the accounts and at the same time appointed their Chairman and Alderman Brasher a Committee to examine the same, they Report that they have compared the vouchers with the general account and find them perfectly correct, the result is the following sums have been expended.

For painting and glazing	£31: 0: 6
Lime	292: 2: 6
Boards and Plank	101:17: 4
Timber	306:12: 3
Labour	630:10: 6
For Carpenters	503: 0: 9
Iron	58:13:10
Contingencies comprehending a great variety of Accounts which could not be brought under any particular head	1504:15:—
[640] Stone	653:10: 6
Stone Cutters	4656: 7: 0
Masons	1010:16: 9
Sand	48:12: 6
Bricks	308:12: 6
Marble	2286: 5: 6
Which sums amount to	£12426: 3: 5
The Committee have received from the Board at different periods the sum of	11.118:11: 9
Leaving a balance due the Committee	£307:11: 8

An Estimate has been made of the different materials which are paid for and now on hand consisting of Plank, Boards, Oak and Pine Timber Carpenters Work finished, Bricks, Stone, Lime, Marble finished and unfinished which together amount to $18974 $^{75}/_{100}$ this sum is exclusive of Working Tools, Sheds, Scaffold Poles, Horses, Timber, Planks etc

From this Statement the Committee entertain strong hopes that the expence of this Building will not exceed the sum originally deemed sufficient for that purpose. the Committee assure the Board that in all the measures they have adopted the public interest has been carefully consulted by adhering to such principles of economy as were consistent with the importance and magnitude of the object. The persons acting under their appointment have performed the various duties assigned them with full satisfaction to the Committee and with fidelity to the public

Before closing this report the Committee beg leave to state that they have perused a communication in relation to the new hall made to the board by [641] a Mr La Carriere and which has lately made its appearance in the public papers the Committee hope that this person has been actuated by upright motives and not been led astray by any sinister views in discovering so much apparent Zeal for the public interest but unfortunately for Mr La Carriere the Committee have been able to obtain correct information on all the important objections

he has thought proper to advance and they fully assure the board "they are founded in Error and are totally groundless.

By order of the Committee

Wynant Van Zandt Junior
Chairman

Ordered that the same be published and that a Warrant issue in favour of the Treasurer of the said Committee for the balance stated to be due in the said report.

The Comptroller to whom was referred the petition of Henry Stanton reports that when the grant of the soil between high and low water mark was made to Joshua Sands at Brooklyn it was a condition of the grant that he should convey to the Corporation a Lot of 30 by 40 feet at the corner of Main and Water Streets for the use of the upper Ferry. That previous to the conveyance Mr Stanton had by the permission of Mr Sands erected a small building upon this Lot. That he has since at his own expence considerably enlarged and improved the building and a part of it is now used for the accommodation of the Ferrymen. Mr Stanton is desirous of obtaining a lease of this Lot for seven years for which he offers to give $50 per annum and will obligate himself to furnish a room of sufficient capacity to accommodate the ferrymen free of rent

As the object for which this Lot was obtained will be answered by this arrangement without expence to the Public [642] It is recommended that a lease be given to Mr Stanton agreeably to the above terms

All which is submitted

November 29. 1804 Selah Strong

Ordered that the same be confirmed and that a Lease be made to Mr Stanton accordingly.

Resolved that a Committee be appointed to wait on Colonel Trumbull and employ him in behalf of this Board and at their expence to paint a full length likeness of the late General Hamilton and a half length of the Chief Magistrates of this City since the Revolution

Alderman Van Zandt, Morton and Mr Morris } Were appointed the said Committee

The Assessors to whom was referred the assessment for the ground taken for the regulation of the upper part of Cherry Street returned the same and stated that they deem any alterations therein to be unnecessary. The consideration thereof was postponed

A petition of law Society entitled the Societas Legalis praying that they may be permitted to hold their meetings at the City hall was received and referred to the Recorder Alderman Brasher and De la Montagnie

The Committee to whom the said petition was referred reported that the prayer thereof be granted subject to such restrictions and regulations as may be made and agreed on by the Society and Mr Skaats. Ordered that the said report be confirmed and the prayer of the Petition granted upon those terms

[643] The Inspector and Attorney of the Board to whom was referred the petition of Comfort Sands for the discontinuance of certain suits brought against him for not filling in Lots of ground in pursuance of an Ordinance of this board reported against granting the prayer of the said petition Ordered that the said report be confirmed and the prayer of the said petition rejected accordingly

The Attorney of the board reported in favour of granting the petition of John Gray for relief against a penalty on account of his chimneys taking fire Ordered that the prayer of the said petition be granted

The Counsel of the Board to whom was referred the papers accompanying an application for the monies belonging to the Estate of Thomas May remaining in the Treasury having reported on the Subject Ordered that the Clerk inform the applicants that it is necessary they should furnish proof of their being the next of kin and that the power of Attorney given by them should be regularly proved and recorded.

The Counsel of the Board presented an opinion respecting the cases of several of the Religious Congregations in relation to the application of School monies and the manner of loaning the same Ordered that the Comptroller furnish them with copies of the said opinion and afford them such information as may be proper to enable them to apply to the Legislature to prevent any forfeiture from being exacted.

The Street Commissioner presented a report on the petition of Robert Lilburne Ordered that the same be recommitted to the Comptroller and Street Commissioner

The Street Commissioner presented a report relative to the regulation of the upper part of Broadway and Bowery Lane Ordered that the consideration thereof be postponed

The Street Commissioner presented a report relative to the regulation of Stanton Street Ordered that the same be referred to the Alderman and Assistant of the Seventh ward.

Resolved that the Lessee of the public wharves and Slips for the time being have concurrent right and jurisdiction with the respective Aldermen and Assistants [644] of this City and subject to their controul to make such orders to regulate the lying of vessels in such wharves and slips as he may think proper and which may be authorized by the Ordinance lately passed on that subject.

The Clerk presented to the Board the poll book or return of votes taken at the late Election for Charter Officers by which it appears that the following persons are duly elected Charter Officers in the respective wards to wit

1 ward.
Wynant Van Zandt Junior Esquire Alderman
Andrew Morris Assistant
Jacob J Lansing, Henry J Wyckoff } Assessors
Cornelius Wynkoop Collector
James W Green, John Farrington } Constables

2 ward.
Philip Brasher Esquire. Alderman
Samuel M Hopkins. Assistant
John Kane, John Ellis } Assessors.
Jeremiah Marshall. Collector
Barnet Newkirk, Samuel Montgomery } Constables

3 ward.
James Fairlie Esquire. Alderman
Simon Van Antwerp Assistant
Benjamin Haight, John S Van Kleeck } Assessors
John Striker Collector
James Thomson, Thomas Martin } Constables

4 ward.
James Drake Esquire, Alderman
Abraham Bloodgood, Assistant
Willet Coles, Peter Bonnet } Assessors.
David Harriot Collector
James Crooker, Edward Sands } Constables

[645] 5 ward.
Jacob De la Montagnie Esquire, Alderman
Joseph Board Assistant
Frederick Eckert, James Votey } Assessors
William Berrian Collector
Abraham Manning, John Taylor } Constables

6 ward	George Janeway Esquire Alderman
	Clarkson Crolius Assistant
	Caleb Pell, John Hopper junior } Assessors
	Stephen Bourdett Collector
	John Ackerman, John Becker } Constables
7 ward	Mangle Minthorne Esquire Alderman
	Jacob Mott Assistant
	Samuel Torbert, Jacob Morrell } Assessors
	Abraham Van Gelder junior Collector
	Jonathan Allen, Morris Oakley } Constables,
8 ward	William W Gilbert Esquire Alderman
	George J Warner Assistant
	Samuel Delaplaine, Christopher Beekley } Assessors,
	Henry B. Earle Collector
	Thomas Darling, Henry Desbrough } Constables
9 ward.	Abraham King Esquire, Alderman
	Jacob Shute Assistant
	John Adriance, Samuel Kipp } Assessors
	Jacob Meyer. Collector
	Henry Low, James Hammond } Constables

[646] Ordered that the Mayor issue his Warrants on the Treasurer to pay the following accounts. to wit

Issd Warrts		
Nos 1137	Edward Ferris agreeably to resolution of this day.....	$65.
1138	John Bogert Esquire Treasurer of Health Committee agreeably to resolution of this day.....	206 18/100
1139	John Bogert Esquire Treasurer of Buildng Committee balance of account stated in their Report.....	768 95/100
1140	John Bogert Esquire for the use of Buildng Committee..	4000.
1141	John Bogert Esquire for lost Fire buckets.....	20.
1142	Proprietors of Daily Advertiser for printing.....	127 25/100
1143	Oliver Waldron for working public roads.....	691 42/100
1144	David King for dinner 26 November and sundries.....	504 99/100
1145	John Hardie for Services.....	27 50/100
1146.	Selah Strong for Clerks and constables attending Election	74.
1147.	Bartholomew Skaats for salary for himself and assistant and monies expended for the board.....	128 19/100

Nos	1148	Selah Strong for powder furnished for celebrating 26 November	$240.
	1149	Jacob Barker for Oil	489 15/100
	1150	Thomas Whytlaw repairing Streets	1645 56/100
	1151	Nicholas Carmer for public repairs	1864 19/100
	1152	Nicholas Carmer for public repairs	828 62/100
	1153	Thomas Hazard lighting and cleaning City Lamps	275 19/100
	1154	James I Myers for working public roads	374 3/100

[647] In Common Council. December 3. 1804

Present Dewitt Clinton Esquire Mayor
Maturin Livingston Esquire Recorder

Wynant Van Zandt Junior John Bogert Jacob De la Montagnie Mangle Minthorne Philip Brasher George Janeway Jacob Morton	Esquires Aldermen	Andrew Morris Joseph Board John Beekman Robert Bogardus Jacob Le Roy Clarkson Crolius	Assistants

A petition of Nehemiah Merritt for the restoration of three barrels of buckwheat flour seized for breach of the inspection law was received and the prayer thereof granted

The Street Commissioner presented a report in favour of cleansing the sewer in Broad Street Ordered that he prepare an Ordinance to that effect

Jasper Ward was appointed a Fire warden of the fourth ward instead of Abraham Bloodgood elected assistant

The Inspector and Attorney of the Board to whom was referred the petition of William Miller praying to be released from a penalty for not emptying a sink in his lot N° 55 Church Street having reported in favour of the petition Ordered that the said report be confirmed and the said penalty remitted accordingly

*Thomas Demarest Collector of the assessment for erecting a Bulk head at the foot of Brannon Streets having returned a list of Delinquents. Ordered that a Warrant issue to enforce payment

[648] Ordered that the Inspector be directed to procure a Carpet and two large grates for the Court room in the City hall and also a Carpet for the Common Council chamber.

Ordered that an additional watchman for each night be stationed in Beekman Street near Saint George's Chapel.

* Marginal note reads *See P. 597. Vol. 18. P. 362.*—ED.

This being the day appointed by law for swearing in the Charter Officers elect Dewitt Clinton Esquire Mayor of this City administered the oaths and affirmations of office in presence of the board to the following Charter Officers. to wit

Wynant Van Zandt Junior Esquire. Alderman of the first ward.
Andrew Morris. Assistant
Jacob J Lansing, Henry J Wyckoff — Assessors
James W Green, John Farrington — Constables
of the said ward.

Philip Brasher Esquire Alderman of the second ward.
Samuel M Hopkins Assistant
John Kane, John Ellis — Assessors
Barnet Newkirk, Samuel Montgomery — Constables
of the said ward.

Simon Van Antwerp Assistant of the third ward
Benjamin Haight, John L van Kleeck — Assessors
James Thomson, Thomas Martin — Constables
of the said ward.

James Drake Esquire Alderman of the fourth ward
Abraham Bloodgood Assistant
Willet Coles, Peter Bonnet — Assessors
James Crooker, Edward Sands — Constables
of the said ward

[649] Jacob De la Montagnie Esquire Alderman of the fifth ward
Joseph Board. Assistant
Frederick Eckert, James Votey — Assessors
Abraham Manning, John Taylor — Constables
of the said ward

George Janeway Esquire. Alderman of the sixth ward
Clarkson Crolius Assistant
Caleb Pell, John Hopper junior — Assessors
John Ackerman, John Becker — Constables
of the said ward

Mangle Minthorne Esquire. Alderman of the Seventh ward
Jacob Mott. Assistant
Samuel Torbert, Jacob Morrell — Assessors
Jonathan Allen, Morris Oakley — Constables
of the said ward.

William W Gilbert Esquire Alderman of the Eighth ward
George J Warner Assistant
Samuel Delaplaine, Christopher Beekley } Assessors
Thomas Darling, Henry Desborough } Constables
} of the said ward.

Abraham King Esquire, Alderman of the ninth ward
Jacob Shute Assistant
John Adriance, Samuel Kipp } Assessors
Henry Low, James Hammond } Constables
} of the said ward.

Daniel Phœnix Esquire City Treasurer
Hugh Gobel, High Constable.

[650] Ordered that the Mayor issue his Warrants on the Treasurer to pay. the following accounts—to wit

Issd Warrts			
Nos	1155	James Hardie to compensate a poor woman for cloathes destroyed or lost to prevent the spread of contagion...	$8.
	1157	Abraham Van Gelder junior for monies assessed to the Corporation for regulating Charlotte Slip—the upper part of Water Street and an alley in Herman Street..	1016 58/100
	1158	Peter Clarke for making cartridges for the 25 November	11 27/100
Issd Warrts			
Nos	1159	Nicholas Lawrence for City Watch.....	178 36/100
	1160	William Van Wart do	178 36/100
	1161	John Farrington Do	148 96/100
	1162	Magnus Beekman do	148 96/100
	1163	George Goodheart do	119 56/100
	1164	Jacob Hays Do	119 56/100

VOLUME FIFTEEN

OF

MANUSCRIPT MINUTES

December 3, 1804 to April 28, 1806

[1] In Common Council December 3, 1804

Present Dewitt Clinton Esquire, Mayor
Maturin Livingston Esquire Recorder

William W Gilbert	Esquires Aldermen	Abraham Bloodgood	Assistants
George Janeway		Simon Van Antwerp	
Abraham King		Joseph Board	
James Drake		George J Warner	
Wynant Van Zandt Junior		Jacob Shute	
Philip Brasher		Andrew Morris	
Mangle Minthorn		Samuel A Hopkins	
Jacob De la Montagnie		Jacob Mott	
John Bogert		Clarkson Crolius	

A Bond from Daniel Phœnix City Treasurer with John Broome and Daniel M[c]Cormick Esquires as securities conditioned for the faithful execution of his office was received and approved, Ordered that the same be filed

Resolved, that Dewitt Clinton Esquire, Mayor of this City, be and he hereby is authorized and appointed to Vote in behalf of the Mayor. Aldermen and Commonalty upon the stock standing in their name on the Books of the Manhattan Company, at the next Election for Twelve Directors of the said Company.

Resolved, that the Common Seal be affixed to a Copy of the above Resolution and that the Recorder subscribe the same on behalf of this Board.

[2] The Mayor having communicated to the Common Council that a Committee on the part of the Reverend the Clergy, have expressed their desire that Thursday the twentieth day of December instant, should be set apart for Thanksgiving and prayer to Almighty God, for his divine goodness in having preserved this City from the ravages of Pestilence, and for numberless other blessings conferred upon us as a people. It was thereupon Resolved unanimously that Thursday the twentieth day of December instant be according[ly] set apart as a Day of Thanksgiving and prayer. And it is hereby recommended to the Inhabitants of this City to observe the same, and to abstain from all employments inconsistent with the religious duties to which such day should be devoted.

Resolved, That the Chamberlain of this City be, and he hereby is directed to keep all the money of the Mayor, Aldermen, and Commonalty in the Bank of the Manhattan Company, and not elsewere, and that the account to be kept by the Chamberlain with the said Bank of such monies be kept in the name of the Chamberlain, with the addition of his office and all checks or Drafts drawn by him on the said Bank for any of the said monies be signed with his name and the addition of his Office.

The question being taken on the said resolution the same passed in the affirmative, as follows,

Affirmative,		Negative
The Recorder	Mr Bloodgood	Alderman Van Zandt
Alderman Gilbert	Van Antwerp	Brasher
Janeway	Board	Bogert
King	[3] Warner,	Mr Morris
Drake	Shute	Hopkins
Minthorne	Mott	
De la Montagnie	Crolius	

Resolved, that a Committee of three be appointed to enquire whether any, and if any, what amendments are necessary to the Rules and Orders for transacting Business in Common Council, and that the said Committee report without delay

Alderman De la Montagnie, Van Zandt and Gilbert } were appointed the said Committee

Ordered that the Clerk have One hundred copies of the Rules of this Board printed for the use of the members

[4] In Common Council, December 10, 1804

Present, Dewitt Clinton Esquire Mayor

Esquires Aldermen	Assistants
Mangle Minthorne	Andrew Morris
Jacob De la Montagnie	Simon Van Antwerp
Abraham King	George J Warner
George Janeway	Jacob Shute
Wynant Van Zandt Junior	Samuel M Hopkins
Philip Brasher	Joseph Board
James Fairlie	Clarkson Crolius
	Jacob Mott
	Abraham Bloodgood

A petition of James Taylor, stating that he has extended his stoop one step further into the Street than is permitted by Law, was referred to the Street commissioner.

A Petition of William Kline of stand No: 51 Fly market. A petition of Joseph Graham for stand No: 37 Fly market. and a petition of Robert Tier for a stand in Fly market were severally [5] received and referred to the Market Committee.

A Petition of Anthony Smith praying for an advance of $1000 upon his contract for making the road at Kissing Bridge was referred to the Street Commissioner

A Petition of James M^cEvers to be appointed Inspector of Charcoal was received and postponed.

Edward Williams resigned his appointment as an Inspector of Election in the 9th Ward, and Peter Meyers was appointed in his stead.

Returns from Captain Hays and Goodhearts Watch Companies were received and referred to the Watch Committee.

Resolved, that the Lamp Committee enquire into and report, whether any and what alterations are necessary in the present mode of lighting the public Lamps.

Barent Deklyn
William P Gilbert
John Armstrong
Joseph Wentworth
Robert Welshman
Samuel Richardson
Luther Reed
William White
John V Buskirk
Jacob Rapp
John Brower
George Thorp
Francis Deklyn

} Were appointed Firemen to Company No: 30.

[6] George Powers of No: 7 Jacob Street Currier was appointed a Fireman to Company No: 7 instead of Jacob Skaats resigned.

A Report of the Street Commissioner respecting the regulation of Herman Street was received and referred to Aldermen Van Zandt De la Montagnie and M^r Warner.

The Street Commissioner presented Ordinances for cleaning the drain in Broad Street and for regulating Fourth Street between Grand and Pump Streets; Ordered that the same do pass, and that George Gosman, John M^cComb Junior, David Heckle, Abraham Russel and Andrew Morell be appointed assessors for the same.

James Fairlie Esquire, Alderman of the third ward appeared in Common Council and took and subscribed the Oaths of Office required by Law.

A Report of the Street Commissioner respecting widening Grand Street was received; Ordered that the consideration thereof be postponed.

The City Inspector reported Ordinances for the removal and correction of Nuisances, numbered, from 1056 to 1058 inclusively; Ordered that the same do pass.

[7] Alderman Van Zandt, Mr Hopkins and Mr Warner } Were appointed a Committee to report a proper system for the regulation of Hackney Coaches.

Resolved that a Committee be appointed together with the Clerk to examine and revise the Laws of the Corporation, and report thereon to the board, to the end that they may be published for the information of the public; Alderman De la Montagnie, Gilbert and Brasher were appointed the said Committee.

Resolved that a Committee be appointed to enquire into and report their opinion to the Board, whether any, and if any, what alterations are necessary in the manner of performing the duties of Superintendant of public repairs,

Mr Warner, Board, and Morris. } were appointed the said Committee

Resolved that the Morning Chronicle be and the same is hereby discontinued as one of the advertising papers of this board, and that the American Citizen be employed in its stead; And further that the Editor of the American Citizen be employed to execute the printing of this Board and its Officers.

[8] Standing Committees

Mr Morris, Bloodgood and Van Antwerp } were appointed the Lamp Committee

Alderman Janeway, Drake, and Fairlie, } were appointed the Market Committee

Alderman Gilbert, Brasher, Minthorne, De la Montagnie, Mr Board, Bloodgood and Van Antwerp } were appointed the Building Committee

Alderman Van Zandt,
Janeway,
Mr Crolius,
Hopkins,
Warner,
The Street Commissioner,
and the Inspector,
} Were appointed a Committee on the Subject of bring[ing] water into the City

Alderman Fairlie,
Drake,
and Mr Morris,
} were appointed the Ferry Committee

Alderman De la Montagnie,
Janeway, and
Mr Warner
} Were appointed the Watch Committee

[9] Alderman King
Gilbert
Minthorne
Mr Shute
Warner
Mott
and the Street Commissioner
} Were appointed the Road Committee

Alderman De la Montagnie
King
And Mr Crolius
} Were appointed the Committee in the Fire Department

Alderman Van Zandt,
Minthorne,
Brasher,
Gilbert
And Mr Shute
} Were appointed the Committee in the

Mr Crolius
Board
Mott
} Were appointed the Committee of Public Repairs

Ordered that the Comptroller be directed to report to the Board a full Statement of the property and revenues belonging to the Corporation.

Ordered that the Comptroller call upon the Collectors, who are not reelected for the Tax books, and that if any of them should neglect or refuse to deliver the same; That the Clerk publish a notice directing the Inhabitants and persons who are taxed, not to make any payment [10] to such Collectors

Ordered that the Treasurer report to the Board whether the Collectors in the respective wards have given security for the due execution of their offices, as required by Law.

Resolved that a Committee be appointed to report a plan and to determine the most eligible spot for building a Vault and erecting a

monumental Stone over the remains of the unfortunate men who perished on board the Jersey and other prison ships in the Harbour of New York during our Revolutionary War.

Mr Warner, Shute and Bloodgood } Were appointed the said Committee

Ordered that the Mayor issue his Warrants on the Treasury to pay;

Nos 1165, Alexander Fink for digging a Well at the Corner of Grand and Pump Street..... $36.
1166, Joseph*h* Brown a quarters salary as Street *Street* Commissioner $437 50/100
1167, Benjamin Demilt for regulating Public Clocks..... $66 66/100
1168, Fenwich Lyle for a Coffin for the late General Hamilton $25.

[11] In Common Council. December 17, 1804

Present Dewitt Clinton Esquire Mayor

Esquires Aldermen: Wynant Van Zandt Junior, Abraham King, Mangle Minthorne, James Drake, Jacob Dela Montagnie, William W Gilbert, Philip Brasher, George Janeway, James Fairlie,

Assistants: Jacob Mott, Andrew Morris, Abraham Bloodgood, George J Warner, Joseph Board, Simon Van Antwerp, Jacob Shutes, Clarkson Crolius, Samuel M Hopkins

A Petition of John R Livingston Esquire and others respecting the public Square near Duane Street was referred to the Street Commissioner and Inspector.

A Report from Captain Hays watch company was received and referred to the Watch Committee.

A Petition from Daniel Baker stating that he became security for Isaac Scofield for building a Bulkhead at Georges Slip and praying that measures may be taken for his [12] relief, was referred to the Attorney of the Board.

An Application was received from Thomas Whytlaw, stating that he was employed to construct the Common Sewers in Beaver Street and Sloat Lane, and that a considerable sum is due to him upon his Contract. Ordered that James Hopson, the Collector, be directed to make a return of the proprietors who have not paid their Assessments, that measures may be taken to enforce payment.

Upon receiving the report of the Watch Committee: Ordered that Cyrus Beedle and Robert Gilmore be appointed substitutes to Captain

Goodhearts Company, instead of James Stewart and Benjamin Cutbuth resigned. That George Lewis and William Mason be appointed Watchmen of Captain Hay's Company instead of John Waun and William Purdy, and that Isaac Badfely, Weart Valentine and John Jay be appointed substitutes to the said company

The City Treasurer presented a report of Intestates Estates; Ordered that the same be filed.

A Petition of John Kitchen for the appointment of Measurer of Grain and of Richard Baker for the appointment of Inspector of Wood was received and postponed

The Street Commissioner reported an ordinance for filling up an opening or aperture under a Bridge on the West side of charlotte Slip, belonging to Dunlap and Grant; Ordered that the same do pass.

[13] The Street Commissioner to whom was referred the Petition of James Taylor, stating that he has built a house in Warren Street the steps to which project into the street beyond the limits allowed by Law; Reported that the steps project into the street more than seven feet, and leave but about five feet for the foot Walk, and recommends that the prayer of the Petition be not granted, but that the time for removing the stoop be extended unto the first day of April next.

Ordered that the said report be confirmed and the prayer of the petition rejected accordingly, but that Mr Taylor have time to alter the said stoop, so as to make the same conformable to Law until the first day of April next.

Resolved that a Committee of Health be appointed, to consist of the Mayor, Recorder, and five of the Members of this Board, and that it be invested with the same powers, as the same Committee of last year;

The Mayor	}	Were appointed the said Committee
Recorder		
Alderman Van Zandt		
Brasher		
Fairlie		
Drake		
De la Montagnie		

A Report of the City Inspector recommending that an appropriation be made for the purchase of Fuel to supply the poor, was referred to Alderman Drake, Mr Hopkins, and Mr Warner.

Ordered that the different markets in this City [14] be kept shut on Thursday next, the twentieth instant being the day appointed for public Thanksgiving and prayer, and that they continue open the Whole of Wednesday next.

The Alderman and Assistant of the ninth Ward Reported that it would be proper to advance to Anthony Smith $1000 upon his contract for making the Road at Kissing Bridge. Ordered that the sum of $800 be advanced to him upon the said Contract.

Resolved that a Committee be appointed to report to this Board at their next meeting a suitable petition to the Legislature praying for a lease in perpetuity of the Government House and Ground in the rear thereunto appertaining:

Alderman Van Zandt, Janeway and Fairlie } were appointed the Said Committee

Ordered that a stove be provided for the Common Council Chamber, and also that the Inspector procure proper Curtains to preserve the paintings of General Washington and Governor Clinton from Injury.

Ordered that the Chief Engineer be directed to report whether any, and which of the Engine houses ought to be furnished with Stoves.

Resolved that a Committee be appointed to consider, and report whether any, and if any, [15] what amendments are necessary in the Office of Inspector General of Bread;

Alderman De la Montagnie, Mr Bloodgood and Mr Van Antwerp } were appointed the said Committee

Ordered that the Mayor issue his Warrants upon the Treasurer to pay,

Oliver Waldron for Working public roads			$158.64
Nicholas Lawrence—City Watch			178 36/100
William Van Wart	Do.		178 36/100
John Farington	Do.		151 76/100
Magnus Beekman	Do.		150 36/100
George Goodheart	Do.		119 56/100
Jacob Hays	Do.		119 56/100
Anthony Smith pursuant to resolution of this day			$800.
Ayres and Magie upon their contract for the Bulk-head at Vesey Street Slip			300.

[16] December 24. 1804
In Common Council

Present Dewitt Clinton Esquire Mayor
Maturin Livingston Esq[r] Recorder

Wynant Van Zandt Jun[r]	Esquires Aldermen	Abraham Bloodgood
James Drake		Simon Van Antwerp
Mangle Minthorne		Samuel M Hopkins
William W Gilbert		Clarkson Crolius
Philip Brasher		George J Warner
Abraham King		Andrew Morris
George Janeway		Jacob Mott
James Fairlie		Joseph Board
Jacob De la Montagnie		Jacob Shute

Assistants

A Petition of Isaac Seaman and others praying that vessels of a greater burthen than one hundred Tons may be permitted to enter the Old & Coffee Slips, was received and referred to the Committee appointed to revise the Laws.

A Petition of James Davidson, Richard Huntley and others for an alarm bell in the vicinity of Hudsons market and also the propriety of erecting a bell at Greenwich [17] market, was referred to M[r] Van Antwerp, M[r] Morris and M[r] Warner.

The Chief Enginer reported that it would be proper to furnish all the Engine Houses with Stoves, Ordered that the said Report be confirmed, and that they such of them as the Chief Enginer shall admit be supplyed accordingly.

A Report of the Inspector, and a letter of D[r] Browne in relation to the late Fire, recommending measures proper for the prevention and extinguishment of Fires accompanied by a variety of documents being received, Ordered that such part of the said papers as relates to future improvements in the Fire department be referred to Alderman Van Zandt, King, M[r] Bloodgood, M[r] Mott and M[r] Hopkins.

Ordered that the Mayor, be authorized and requested to issue a proclamation in behalf of this board, and to offer a reward of $500 for the discovery of any Conspiracy to set fire to the City, and a like reward for the discovery of any persons who may have wilfully perpetrated the fire on the 18 instant, and also a like reward for the discovery of any person who may have set fire to buildings since that period, and that such rewards be paid upon the *con-* [18] Conviction of the Offender or offenders respectively. It was likewise ordered that all officers be vigilant and attentive as well in the detection of Offenders, as in preventing the execution of their designs, and that

all persons be requested to communicate such information which they may possess in relation to the origin of the late fire or in regard to future attempts at the Inspectors Office.

Ordered that the augmentation of the City Watch directed by the Mayor be continued until the further order of the Board, And that the Captains of Watch of the first district be directed to be particularly attentive to the neighbourhood of Burling Slip.

The Attorney of the Board and Street Commissioner to whom was referred the petition of Daniel Baker stating that he was joined in a Bond with Isaac Scofield for Building a Bulk-head across George's Slip, that the work not being done at the stipulated time, a suit had been commenced for the penalty in the said Bond and praying that as the work had been since completed, proceedings may be stayed, and that the Balance of $250 due upon his contract may be paid to him, Reported that the Bulk-head has already given way so as to project two or three feet in a straight line and that it would therefore be improper to discharge the suit, but that proceedings may be suspended until the Spring, When a more competent Judgment can be formed [19] of the goodness of the work, and also recommended that the sum due upon the contract be paid, Ordered that so much of the said report as relates to the suspension of proceedings be confirmed, and that such proceedings be accordingly stayed until the first day of May next, but that no further monies be paid upon the contract until it be ascertained that the work has been performed in a good and Workmanlike manner.

Ordered that the Market Committee be authorized to grant the stall in the Fly market lately occupied by John Lovell to his widow for the space of One Year if they shall deem it proper.

The Comptroller presented a Report in relation to the property and revenues of this Corporation, Ordered that one hundred copies be printed for the use of the members.

The Comptroller reported that he had examined the accounts and vouchers of his honour the Mayor in relation to Market fees and Tavern Licences from the first day of November 1803 to the first day of November last, and that upon comparing the several receipts of fees with the payments made into the Treasury and expences it appears that a balance was due to the Corporation of $997 $^{2}\!/_{100}$ on Market fees, and $980 $^{9}\!/_{100}$ on Tavern Licences, Whereupon the Mayor informed the Board that immediately upon such settlement and liquidation of his accounts he had caused the said several balances to be paid into the Treasury.

[20] John D Brower of No: 9 Partition Street Blacksmith was appointed a Fireman to Company No: 14 instead of Coenrad Vanderbock expelled

A Return from Captain Goodhearts Watch Company was received and referred to the Watch Committee.

The Comptroller reported that he has received the Tax Books from Anthony Brown late Collector of the Sixth Ward, and that there is a balance of $324 $^{17}/_{100}$ due from him which he states that he is not able to pay, without time, Ordered that the consideration of such report be postponed, and that in the mean time the Comptroller endeavour to procure the money from Mr Brown.

The Street Commissioner and Inspector to whom was referred the petition of John R Livingston and others, stating that a grant was made by the Common Council of certain old fencing or pallisades that stood on the public ground near the new City Hall for the purpose of enclosing vacant Lots near Duane place, and that the same had been inadvertently sold, by which means they had been deprived of the benefit of such grant, Reported that it would be proper to present Mr G V Ludlow with the sum of One hundred Dollars in lieu thereof to be employed towards ornamenting such Lots for public purposes, Ordered that the said Report be confirmed & that the said sum be granted accordingly.

[21] A Report of Mr Hardie stating that the property of Elbert Anderson in Cortlandt Street is in a dangerous situation with regard to fire, was referred to the Alderman and assistant of the third Ward.

An Application of Robert Palmer stating that certain passengers brought by him from Port au Prince were received on board his vessel from humanity, on account of the distressed situation of that place, and that the Bonds which he had given to indemnify the City from being charged with their maintenance may be cancelled, was received, and referred to Alderman Brasher, Mr Van Antwerp, and Mr Board.

The Committee to whom was referred the petition of Sundry inhabitants complaining of the inequality of the assessment for making a Bulk-head and filling in Vesey Street Slip Reported that they have heard the petitioners by their counsel, and attentively examined the Subject, and are of opinion that the assessment is fairly made, and correct, and therefore recommend that the prayer of the petition be not granted; Ordered that the said report and assessment be confirmed, and that the prayer of the said petition be rejected accordingly.

Ordered that the Comptroller be directed to audit the accounts which may be presented for refreshments furnished to the Firemen and others during the late fire.

The following Resolution being presented to the Board, to wit. Resolved that the respective offices or appointments of Superintendant of Scavengers, Overseers of Roads, Superintendant of [22] Repairs, Attorney of the Corporation, and Captains of the Night Watch, be and the same are hereby rendered vacant, and that the Board do now proceed by ballot to appoint proper persons to fill the said offices.

Alderman Brasher moved to postpone the said Resolution, and called a division upon such motion, which was negatived as follows to wit,

Affirmative,	Negative,	
The Recorder	Alderman, Drake,	Mr Bloodgood,
Alderman Van Zandt,	Minthorne,	Van Antwerp,
Brasher,	Gilbert,	Crolius
Mr Hopkins,	King,	Warner,
Mr Morris,	Janeway,	Mott,
	De la Montagnie	Board,
		Shute;

Alderman Brasher, then moved to strike out the Office of Superintendant of Scavengers from the said resolution, and called a division, thereupon, which was also negatived as follows,

[23] Affirmative,	Negative	
Alderman Van Zandt,	The Recorder,	Mr Bloodgood.
Brasher,	Alderman Drake,	Van Antwerp,
Mr Hopkins,	Minthorne,	Crolius,
Morris,	Gilbert,	Warner,
	King,	Mott,
	Janeway,	Board,
	Dela Montagnie,	Shute,

Alderman Brasher then moved to strike out the Office of Overseers of the Roads and called a division thereupon, the said motion was negatived,

Affirmative,

The same as in the proceeding question,

Negative,

The same with the addition of Alderman Fairlie,

Alderman Brasher then moved to strike out the several offices of Superintendant of Repairs, Attorney of the Corporation, and Captains of the Night Watch, and called for divisions thereupon, questions

being taken upon the said Offices seperately were also negatived, the votes being the same as upon the last division.

The Question being then put upon the Resolution and the division thereupon called for by Alderman [24] Brasher was carried in the affirmative, the votes being likewise the same as upon the last division.

The Board accordingly proceeded to Ballot for proper persons to fill the said vacancies, and the following persons having the greatest number of votes, were accordingly appointed, to wit,

Henry Remmey, superintendant of Scavengers,
Samuel B Waldron, } Overseers of the Roads,
Beekman M Van Beuren }
Cornelius Warner, Superintendant of Public Repairs,
Samuel Cowdrey, Attorney of the Corporation,
Nicholas Lawrence, }
William Van Wart, }
Magnus Beekman, }
William Peterson, } Captains of the Night Watch,
Hugh Gobel, }
Gad Dumbolton, }

Alderman Brasher gave notice of his intention to move to supersede the appointment of Captain Dumbolton.

The Board proceeded to assign the following stations or Districts to the Captains of the Night Watch, to wit,

Nicholas Lawrence } First District,
William Van Wart }
Magnus Beekman, } Second District,
William Peterson, }
Hugh Gobel } Third District,
Gad Dumbolton }

[25] John H Sickles was appointed Inspector of Election, for Representative to Congress, of the First ward instead of Philip Ten Eyck, who is absent from the City, and,

Peter Curtenius was appointed Inspector of the said Election in the Fifth ward instead of Frederick Rhinelander who is stated to be unable to attend.

Mr Warner presented an Ordinance to regulate the salaries of the Officers therein mentioned, Ordered that its consideration be postponed.

Resolved that the different persons holding the commission of Measurers of Grain, of Lime, of Coal, of Timber, and Boards, Weighmasters, Guagers, and Inspectors of Wood, be and they are hereby required to return their respective Commissions to the Office

of Clerk of the City and County of New York on or before the first monday of January next, and that all such Commissions as are not brought and deposited into the said Office, by such day, shall be deemed void.

Ordered that the Mayor issue his Warrants on the Treasurer to pay,

Estate of Cornelius Clopper for Interest on Bonds.....	$187.50
Edward Watkeys for Candles.....	11.28
G V Ludlow agreeably to resolution of this day.....	100.

[26] December 31. 1804

In Common Council

Present, Dewitt Clinton Esquire, Mayor,
Maturin Livingston Esquire, Recorder,

Wynant Van Zandt, Junior		Abraham Bloodgood,
William W Gilbert,		Jacob Mott,
Philip Brasher,		Joseph Board,
James Fairlie,		Andrew Morris,
George Janeway,	Esquires Aldermen	Jacob Shute, Assistants
Abraham King,		Simon Van Antwerp,
James Drake,		George J Warner
Jacob Dela Montagnie,		Samuel W Hopkins,
Mangle Minthorne,		Clarkson Crolius,

A Report from James Hopson Collector, with returns of the delinquents in the Assessments for repairing Beaver Street and for making common sewers in Sloat Lane and Beaver Street, and also a petition from the Congregation of Shearith Israel to be exempted from the Assessment, were severally received and referred to the Alderman [27] and Assistant of the first ward together with the Attorney of the Board.

A petition of Jacob K Duryee for an office was received and postponed.

A Petition of Henry Rutgers and others for a road along the East River was referred to the Recorder, the Aldermen and Assistants of the seventh and ninth wards and the Street Commissioner.

An Application of Otis Toft and Silas Lindsey, to be informed of the regulation of Duggan or Canal Street was referred to the Committee on the Tunnel.

A Petition of Samuel R Jackson and others for the repeal of the Ordinance to regulate Chimnies, was referred to the Committee on the revision of the Laws.

A Communication of the Firewardens of the second and third wards, with a report from the Inspector, suggesting improvements, were severally referred to the Committee appointed to consider and report what improvements can be made in the Fire department.

The City Inspector reported Ordinances for the correction and removal of nuisances No: 1059 and 1060; Ordered that the same do pass.

A Report of the Street Commissioner relative [28] to *to* the Tunnel was referred to the Committee on that subject.

A petition from John Haring for the Office of Inspector of Wood was postponed.

An Ordinance to amend the fifth section of the Ordinance for preventing and extinguishing Fires passed the Board.

The City Treasurer, reported that the Collectors of taxes in the respective wards have duly complied with the Law directing them to give security, Ordered that the said Report be filed.

The Monthly report of the City Treasurer was received and filed.

A Petition from John McDonell stating that he had commenced the digging out of Norfolk Street, when he received notice from the City Clerk to stop the work, and praying payment, was referred to the Street Commissioner.

Ordered that the Clerk report a complete list of the *Engineers, Firewardens, and Firemen of this City.

Resolved that the number of Firewardens be increased so as to amount to at least six in each ward.

Gilbert Aspinwall presented his resignation as a Firewarden— Ordered that it be accepted and that John Ellis be appointed in his stead.

[29] John De Peyster and John Kane } were appointed additional Firewardens of the second Ward

Thomas Taylor, John L Van Kleeck and William H Ireland } Were appointed additional Firewardens of the third Ward

James Taller was appointed an additional Firewarden of the fourth Ward.

Returns from Captain Lawrence, Van Warts, and Gobels Watch Companies, and also a Petition of Peter Yeoman to be appointed as-

* Marginal note reads *Fire departmt*—ED.

sistant to Captain Beekman's Company, were severally referred to the Watch Committee.

Mr Mott and Mr Morris were added to the Committee to whom was referred the Petition of the Inhabitants of Herman Street complaining of grievances in the Assessment.

Ordered that the Chief Engineer be directed to examine the Engine belonging to Company No: 16, and to report his opinion thereon.

Affidavits with respect to Gad Dumbolton Captain of the City Watch of the third district were referred to Mr Van Antwerp, Crolius, and Board.

Alderman Fairlie presented a Communication suggesting improvements in the regulation of the City Watch, Ordered that the same be referred to Alderman Fairlie, Brasher, and Van Zandt.

The following Ordinance passed the Board [30] to wit, A Law, to regulate the salaries of the different Officers therein mentioned.

Be it Ordained by the Mayor, Aldermen, and Commonalty of the City of New York in Common Council convened, that from and after the first day of January next, there shall be paid and allowed to the persons respectively holding or who shall hereafter hold the following Offices, or appointments under the Corporation as a compensation for their services, the following annual salaries, that is to say, To the Street Commissioner, the sum of $1500, To the Comptroller, the sum of $1000, To the City Inspector the sum of $1250 To the Assistant of the City Inspector, the sum of $750, To the Keeper of the City prison, the Sum of $1000, To the Superintendant of the Alms house, the sum of $1000, To the Superintendant of Scavengers $750 To the Commissioner of Public Repairs the sum of $626, To the Physician of the *of the* Alms-house, the sum of $500, To the Purveyor of the Alms-house the Sum of $500, To the Chief Engineer the sum of $500, To the door Keeper and Messenger of the Corporation the sum of $200, and to his Assistant for the time being $240; And that the said yearly sums or salaries shall be payable in equal quarterly payments.

And Be it further Ordained, that the Superintendant of the Alms-house [31] for the time being, in addition to the aforesaid Salary, shall be entitled to occupy rooms or apartments in the Building used as the almshouse for the reasonable accomodation of himself and his family; and shall also be entitled to apply a moderate and reasonable proportion of the fuel and provisions furnished for the Alms-house, for and towards the domestic purposes of his family.

Ordered that the Mayor issue his Warrants on the Treasury to pay,

John Pintard for sundry incidental expences in pulling down ruins of the late Fire		$15.37
Thomas Hazard lighting and cleaning City Lamps		285.42
Nicholas Carmer for public repairs		217.20
Nicholas Carmer for public repairs		1070.37
Selah Strong to pay for refreshments furnished to firemen at the Late fire		129.19
Roome and Everitt Clerks of Election		4. 0
James I Myers for working public roads		52.28
Raymond and Bird attending ruins of the late fire as Marshals		4. 0
Nicholas Lawrence for the City Watch		248 36/100
William Van Wart	do	272 16/100
John Farington	do	114 52/100
Magnus Beekman	do	211 96/100
George Goodheart	do	99 12/100
Jacob Hays	do	91 72/100
William Peterson	do	105 84/100
Hugh Gobel	do	97 44/100
Gad Dumbolton	do	97 44/100

[32] January 7. 1805

In Common Council,

Present, Dewitt Clinton Esquire Mayor,
Maturin Livingston Esquire Recorder,

Wynant Van Zandt Junr	Esquires, Aldermen	Abraham Bloodgood, Assistants
William W Gilbert,		Andrew Morris,
James Drake,		Simon Van Antwerp,
Philip Brasher,		Joseph Board,
Jacob Dela Montagnie,		Jacob Mott,
Mangle Minthorne,		Samuel M Hopkins
Abraham King,		Jacob Shute
James Fairlie,		George J Warner
George Janeway		Clarkson Crolius

Several Petitions for the Offices of Measurer of Grain, Weighmaster, and for other appointments were received and postponed.

A Petition of John Valentine for the Butchers Stand lately held by George Davenport, and petitions from Daniel Davenport, John Fash, Eliphalet Wheeler, and Lawrence Fink, for [33] Butchers Stands, were received and referred to the Market Committee.

A Petition from Frederick Davoe and others respecting sales by auction at Peck Slip, and a counter petition of Simon Nathan on the same subject were received and referred to Alderman Drake, Brasher, and Dela Montagnie.

Joseph Moore, Mason, of No: 163 Washington Street, was appointed a Fireman to Company No: 3, instead of Bartholomew Skaats resigned, and Abraham Tyson House Carpenter No 69 Warren Street was appointed a Fireman to Company No: 8, instead of Joseph Ogden resigned.

A Return from Captain Lawrences Watch Company was referred to the Watch Committee.

Isaac Hatfield, James Bell, James Votey, } were appointed additional Firewardens of the Fifth Ward.

Simeon Skellings, and Andrew Morrell, } were appointed additional Firewardens of the Fourth Ward,

Daniel N Train, Abraham Dally, William L Mott, } were appointed additional Firewardens of the Seventh Ward.

A Petition of John Lemaire to be employed in making and Gilding Frames to the paintings to be executed by Colonel Trumbull was received and granted, the same to be done under the direction of Colonel Trumbull.

An Application in behalf of distressed Emigrants [34] from St. domingo requesting charitable relief, being received, Ordered that the Mayor be authorized to apply a sum not exceeding Five hundred Dollars for their benefit.

Ordered that the Building Committee be authorized to advance the sum of Two hundred Dollars upon the contract for marble upon their receiving sufficient security to indemnify this Board in making such advance.

The following Report being received, to wit, The Select Committee to whom was referred a report of the City Inspector dated 24 ult: upon the subject of Fire, and a letter upon the same Subject from the Street Commissioner to the Mayor under the same date, and also a report of the Engineer of the Fire department, do thereupon Report,

That it appears to this Committee that the means imployed in the extinguishment of Fire are susceptible of considerable improvement, That the increasing extent, and population of the City increase the chances of frequent and dangerous fires, but at the same time afford the means and indicate the propriety of putting the fire department upon a more efficacious and systematic footing

It is now well known that experience has fully proved the superior utility of the floating Engine—But as that Engine cannot always [35] be moved in due season to the place where it may be wanted, the committee propose that another of the same kind should be procured,

For a like reason and also because at some seasons the Ice or other causes may wholly prevent the floating Engines from moving, the Committee recommend that two other Engines be procured of similar powers but to be placed on wheels and to be kept within the City—These however are not proposed merely as substitutes for the floating Engines but because it is thought that four of this species are not more than may be usefully employed on many occasions.

It appears also to the Committee that certain of the Engines now in use are both too small, and greatly out of repair—That they accede more readily to the proposal of selling these, because they are of opinion that in future all the Engines except those before mentioned, should be of about equal size and power.

The Committee are also of opinion, that the screws of all the Leaders should be made of an uniform size—so that each one may fit all the others, by which means the accidental failure of a leader when in use may be supplyed if necessary from another engine—upon this subject too an improvement upon the method of fixing the Leaders to each other has been suggested, which is submitted to the board among the [36] resolutions subjoined.

Experience having shewn, that an adequate supply of buckets cannot always be obtained in due season in the present method, the Committee conceive it would be proper for this Board to acquire a portion of the Buckets now belonging to individuals—It seems proper however that this measure should be accompanied with an engagement on the part of the Board to restore the buckets in case the owners of houses who might have surrendered them, should hereafter *should* be called upon to keep a larger number.

As some of the provisions which the Committee contemplate on this subject will partially repeal a former Law of the Corporation, the Committee have thought it more proper to report them in the form of an Ordinance, which is herewith submitted.

In order to carry into effect the remainder of these objects, and some others which seem not to require any comment, the Committee respectfully propose the following resolutions.

1st Resolved, that one floating Engine of like power with that now in use, and also two other engines of like power, to go on wheels, be constructed in this city, for the use of the Corporation, and that the same be contracted for by the chief Engineer, and built under his direction.

[37] 2d That Engines No: 2, 5, 6, and 16, be sold at auction or otherwise under the direction of the Chief Engineer, and that he cause

their places to be supplied by an equal number of New Engines, of equal power with the largest now in use, except the floating Engine.

3d That in future there be but two sizes of leaders, and of the screws wherewith they are fitted, viz; The first size for the Engines of the like power with the floating Engine, and the second size for the others, That to every common engine there be at least 4 Leaders of 40 feet each, And that the chief Engineer procure and always keep at such places as he shall think proper, a number of spare leaders sufficient to supply the probable deficiencies that may suddenly happen. That the leaders be connected with each other by screws of such construction that they may be joined without twisting, and that each leader may be fitted to any other of the same class of Engines, and that for this purpose new screws be added to all the leaders now in use, which will admit of screw of the size that may be determined on as the standard and that the chief Engineer Cause this resolution to be carried into effect.

4th That it be the duty of the Chief Engineer, whenever any Engine leader, or other fire machinery or utensil belonging to the Board is out [38] of repair, to have the same repaired immediately at his discretion, and at the expence of this Board.

5th That the Committee of Repairs procure for each member of this Board, a Staff, at least seven feet long, with a large golden flame at the top, and also for each member a convenient Speaking trumpet, which shall be the badges of Office to be borne at fires, that the same shall remain the property of the Board, and when any change in office takes place, the badges used by any member shall be handed to his immediate successor in Office—That it be the duty of the select Committee to cause the same to be repaired and replaced at the expence of this Board, such of them as may be injured or lost,

Wynant Van Zandt Jr
Abraham King
Jacob Mott
Abm Bloodgood
Sam: M Hopkins

Ordered that the same be confirmed, and that the resolutions thereby recommended pass accordingly.

The draft of an Ordinance respecting the deposit of Firebuckets was received and referred to the Committee on the revision of the Laws

The Committee to whom was refered the petition of the Inhabi-

tants of Herman Street reported [39] on that subject, Ordered that the consideration of that report be made the order of the day, for the next meeting; and that the monies due to Messrs Hulsart and Stagg for regulating the said Street be paid to them.

Upon receiving the report of Watch Committee, Ordered that James Huxley, Henry Storms, John Kelly, Joseph Willis and William McClellan be appointed substitutes to Captain Van Warts Company.

A Resolution being presented to the Board to petition the Legislature for an increase of powers in relation to the extinguishment of Fires: the same was referred to the Recorder, alderman Fairlie and Mr Hopkins.

Resolved that so much of the Law relative to the Sweeping of Chimneys, as relates to the appointment of a Superintendant of Chimnies, of three deputies and the division of the City into districts be repealed; and that the said Ordinance subject to the above resolution be referred to Alderman Gilbert, Mr Warner, and Mr Hopkins

Alderman Fairlie, Drake and Mr Mott } were appointed a Committee to consider and report, upon the expediency of granting the application of the Commissioners of the Alms-house, for the establishment of a school for the Education of the poor children.

[40] The Committee on the revision of the Laws, presented their Report; Ordered that the same be considered at the next meeting.

Ordered that the Mayor issue his warrants on the Treasurer, to pay,

No 1198	To Dewitt Clinton Esqr for the relief of Emigrants from St: Domingo	$250.
" 1199	To Hulsart & Stagg for repairing Herman St	$677 16/100
" 1200	To Selah Strong Esqr for Clerks of Election	72.
" 1201	The same for the constables	12.
" 1202	To John Morgan for sinking a well	29.
" 1203	To John Pintard for his salary	213 50/100
" 1204	To Joseph Browne for his salary	91 29/100
" 1205	To James Hardie for his services	84.
" 1206	To John Hardie for his services	40.
" 1207	To John H Sickels Treasurer of the Building Committee for the City Hall	$5000.
" 1208	To Selah Strong Esqr for Earth to be carted to the Collect	$1000.
" 1209	To Richard Furman for Donations to the outdoor poor	$5000.

[41] In Common Council, January 14, 1805

Present, Dewitt Clinton Esquire, Mayor.

Abraham King,		Samuel M Hopkins,
William W Gilbert,		Andrew Morris,
Mangle Minthorne,		Clarkson Crolius,
George Janeway,		Simon Van Antwerp,
Philip Brasher,	Esquires Aldermen.	George J Warner, Assistants.
James Drake,		Jacob Shute,
James Fairlie,		Abraham Bloodgood,
Wynant Van Zandt Junr		Jacob Mott,
Jacob Dela Montagnie		Joseph Board,

Ordered that the Committee appointed to draft a Petition to the Legislature for a grant of the Government house, and the Lands thereunto appertaining, be authorized to have a survey thereof made at the expence of the Board.

A Petition of Benjamin North and [42] others, Measurers of Lumber under the appointment of the State, praying that an alteration may be made in the appointment of Measurers under this Board, was referred to Mr Board, Van Antwerp, and Bloodgood.

A Petition of Lewis Guest to be appointed assistant of Captain Beekman's watch Company, and a petition of Catherine Culbertson for a room in one of the Watch houses, were referred to the Watch Committee.

Lawrence De Forest Grocer, of No: 9 old Slip and William Murdock Cooper No 87 Front Street, were appointed Firemen to Hook and Ladder Company No 1: in the stead of Samuel L Page Junior, and Tunis Van Pelt resigned; Samuel Woolley Grocer, No: 76 Pearl Street was appointed a Fireman of Company No 11, instead of Josiah Shippey Junior, resigned; Stephen Van Wyck, Watchmaker, No 267 Pearl Street, was appointed a Fireman of Company No 12, instead of Andrew Morrell appointed a Firewarden; and William Hardenbrook Junior, Brassfounder, of No: 52 Fair Street was appointed a Fireman of Company No 4; instead of Charles Hewlett resigned.

[43] The Petition of Eliphalet Wheeler for the stand No 22 Fly market lately held by John Numan deceased instead of the stand No: 30 was granted.

A Petition of a number of Spanish Sailors stating that they are in distressed circumstances, and praying relief, was referred to Alderman Brasher, Fairlie and Mr Morris, with authority to advance a sum not exceeding One hundred Dollars for that purpose.

Petitions from Isaac Defereest and Benjamin C Curtis for the appointment of Captain of the City Watch were referred to the Watch Committee

A Petition of Hannah Dunlevy for a lease of the Lot No: 14 Augustus Street, and a petition of Lewis Moore respecting a Water Grant were severally referred to the Comptroller.

On receiving the Report of the Watch Committee, Ordered that John Bogert and Isaac Anderson be appointed Watchmen of Captain Gobels Company, instead of John Aswell and Timothy Briggs resigned.

A return from Captain Dumboltons, watch Company was received, and referred to the Watch Committee.

The Committee to whom was referred a complaint against Captain Dumbolton, reported on that subject, and another complaint [44] having been received against him the Same was referred to the same Committee, and the Consideration of both cases postponed.

The Committee to whom was referred the resolution on the subject of alarm bells, reported as follows, to wit,

The Committee to whom was referred the resolution on the subject of Alarm bells, beg leave to report,

That they have taken the subject into consideration, and after an examination on the spot, have agreed to recommend to the Board the adoption of the following resolution Viz^{t}

Resolved that a Bell of 60 or 80lb^{s} weight, and about the tone of G in the scale of vocal musick, be erected and hung on the top of the North-western extremity of the Hudson market; and another of the like weight and *and* tone on the eastern end of the market in Brannon Street: and that the said Bells be protected from the violence of the Weather and other casualties, by small and neat, but temporary Cupalo's.

New York 14 January 1805

Geo: J Warner,
Simon Van Antwerp
And^{w} Morris
} Committee

Ordered that the same be confirmed, and that the same be carried into effect by the Committee of public repairs.

[45] The City Inspector reported an ordinance for the removal and correction of nuisances, numbered 1061; Ordered that the same do pass.

The Comptroller presented a report on the Petition of Ebenezer Clark to purchase a piece of Ground in Broadway, Ordered that the same be referred to Alderman Janeway and M^{r} Crolius.

The Street Commissioner, and Comptroller reported on the application of Joseph F Mangin, requesting payment for certain maps which he states to have been formerly made by him for the use of the Board. Ordered that the Comptroller be authorized to pay Mr Mangin the sum of Thirty three dollars, upon his giving a receipt in full of all demands.

John T Duryee and Cornelius Heyer } were appointed Firewardens of the first ward;

An Application of Henry Titus for a renewal of his Lease at the Corner of Pearl and Chatham Streets was received, and the Consideration thereof postponed.

William Dustan collector of the several assessments for regulating Broadway, Thompson Street, Washington Street, and Murray Street, returned a list of delinquents, Ordered that Warrants issue to enfor[c]e payment.

[46] Resolved that the sale of all Lands the *the* property of the Corporation, and all Leases of the same be by public auction, and not otherwise without the special order of the Common Council.

Resolved that the Street Commissioner be instructed to report an estimate of the expence of making a map of the Island of New York, exhibiting a distinct view of the real property therein belonging to this Corporation, and of the roads thereof.

Resolved that the Street Commissioner be instructed to cause maps of this City to be struck from the plate belonging to the Board on good paper, and to deliver one such map to each member of the Board.

Alderman Drake, Mr Warner, and Mr Mott } were appointed a Committee to examine the people of Harman Street.

Ordered that the watch be reduced to its original number.

A Motion was made to proceed to the consideration of the Ordinances of the Board; Mr Hopkins called a division thereupon, the motion was lost as follows.

Affirmative	[47] Negative,	
Alderman Brasher,	Alderman King,	Mr Crolius
Van Zandt	Gilbert	Van Antwerp
Mr Hopkins	Minthorne	Warner
Mr Morris,	Janeway	Shute
	Drake	Bloodgood
	Fairlie	Mott
	Dela Montagnie	Board,

The following Resolution being proposed to wit, Resolved, that the Offices of Comptroller and Street Commissioner be, and the same are hereby rendered vacant, and that the Board do now proceed to ballot for proper persons to fill the said vacancies.

Alderman Brasher moved to strike the word Comptroller out of the said resolution and called the division thereupon, the said motion was lost as follows.

Affirmative	[48] Negative	
Alderman Brasher	Alderman King,	Mr Crolius,
Van Zandt	Gilbert,	Van Antwerp
Mr Hopkins	Minthorne,	Warner,
Morris	Janeway,	Shute,
	Drake,	Bloodgood,
	Fairlie,	Mott
	De la Montagnie,	Board.

Alderman Brasher then moved to strike out the words Street Commissioner, and called the division thereupon, which was lost in the same manner.

The question being then taken upon the original Resolution, Mr Hopkins called for the division, the same was carried, as follows, to wit,

Affirmative	[49]	Negative
Alderman King,	Mr Crolius,	Alderman Brasher,
Gilbert,	Van Antwerp,	Van Zandt,
Minthorne,	Warner,	Mr Hopkins,
Janeway,	Shute	Morris,
Drake,	Bloodgood	
Fairlie,	Mott	
Dela Montagnie,	Board	

The Board proceeding to ballot for a suitable person to fill the office of Comptroller; Benjamin Romaine having the greatest number of votes was accordingly appointed.

The Board proceeded to ballot for a suitable person to fill the office of Street Commissioner; John S Hunn having the greatest number of votes was accordingly appointed,

Resolved that the following persons be, and they are hereby appointed to the offices hereafter mentioned, to wit,

Measurers of Grain.

Joseph Burrows,	John Wright,
Joseph Meeks,	George Harsen,
Joseph Earle,	Benjamin Clark
Thomas Pinckney	Joseph Browne junior

[50] Jacob J Mott,
Luke C Quick
Samuel Bleecker,
William Ballard,
Andrew Hagerman,
Charles Titus,
Aaron Howell,
William Cummings,
Frederick Maybee,
William Pearsall
Jacobus T Stoutenburg,

Thomas Farden,
William Earle,
Christopher Prince,
Samuel K Jackson,
Silas Lawrence,
Philip Youngs,
James Lyons,
Robert Giles,
Abraham Day,
William Cargill,
Thomas Dick,
John Kitchen,
Samuel Disbrow,
Andrew J McLaughlin,
John Cameron,
Daniel Lawrence,
Patrick McGuire,

.....

Weighmasters,

Isaac Stoutenburgh,
David Gardner,
Daniel Van Voorhis,
Israel Bedell,
Jacob Roome,
James Alner,
Sylvester Morris,
Nicholas G Carmer,
Andrew Smith,
Thomas Barton,
Thomas Gill,

Measurers of Charcoal,

John Vark
David Love

.....

Weighers of Hay,

Garret Wallegrove,
George Wallegrove,
Gilbert Coutant,
William Brady,

.....

Measurers of Lime

Abraham Van Gelder,
Uzziah Coddington,
William Heyer,
Richard Wenman,
Wandell Van Antwerp
William Day

[51] City Surveyor,
White Matlack

Guagers,

William Hertell,
Elias W Nexsen,

Inspectors of Wood

1, District ..... William Crum
2, ... Thomas Hunt
3, ... James Johnson, Nicholas Beekman
4, ... Joshua Hunt,
5, ... John Devoe,
6, ... William Allen

7, District	William Van Wart,
8, ...	Hercules Mulligan
9, ...	Isaac Chardevoyne
10, ...	John Payne, / John Yonge,
11, ...	Henry Crum,
12, ...	Thomas Eagles,
13, ...	Matthew Redett
14, ...	Cornelius Voorhis

Ordered, that the late Attorney of the Board, proceed in, and complete the unfinished business remaining in his hands.

Resolved that the late Superintendant of Scavengers be directed to deliver to the present Superintendant of Scavengers all the Books, papers, articles, and property belonging to the Board, which [52] are in his hands; and that the present superintendant of scavengers collect all out standing debts belonging to that department.

Ordered, that the Mayor, issue his Warrants on the Treasurer to pay,

No. 1210, Theophilus Beekman Esquire a quarters salary as special Justice	$250.
1211, Jacob Dela Montagnie Esquire do.....	250.
1212, Bernard Oblenis Clerk to Special Justices.....	250.
1213, Nicholas Lawrence, City Watch.....	344$^{96}/_{100}$
1218, William Van Wart, Do	344$^{96}/_{100}$
1219, Magnus Beekman Do	266$^{56}/_{100}$
1220, William Peterson Do	246$^{96}/_{100}$
1214, Hugh Gobel Do	227$^{36}/_{100}$
1221, Gad Dumbolton Do	233$^{66}/_{100}$
1215, Israel Haviland for mending Hose.....	130$^{57}/_{100}$
1222, Benjamin Romaine to pay for refreshments furnished to Fir[e]men at the late fire.....	18$^{58}/_{100}$

[53] In Common Council, January 17, 1805

Present, Dewitt Clinton Esquire, Mayor,

Philip Brasher,	Esquires Aldermen	Samuel M Hopkins,
Mangle Minthorne,		Andrew Morris,
James Fairlie,		George J Warner,
James Drake,		Simon Van Antwerp,
Abraham King,		Abraham Bloodgood,
Jacob Dela Montagnie,		Jacob Mott,
		Clarkson Crolius,
		Joseph Board,

Assistants

A Petition from a number of the Inhabitants of North Moore Street, praying for a Fire Engine, was received, and referred to the Committee on the Fire department,

A Petition of Abijah Arden, stating, that a ditch had been opened in her Lot, by the former Street Commissioner, was referred to Alderman Minthorne, Mr Crolius, and Mr Warner

[54] An Application of the Clerk and Comptroller for permission to use one of the upper rooms in the City Hall for their Office was received and granted.

Ordered that the Clerk confer with the Commissioner of loans, and ascertain whether he can conveniently surrender to the Board, the room in the City Hall at present occupied for his Office.

Robert Smith Rigger No: 323 Water Street was appointed a Fireman to Company No: 17; in the stead of William Smith resigned.

Dennis Striker, and Lawrence Meyers } Were appointed Measurers of Grain,

The Board proceeded to a consideration of the ordinances, and passed the following, to wit,

A Law for the due observance of the Lords day, called, Sunday;

A Law for the establishment of a Board of Health, and for the appointment of a City Inspector;

A Law for procuring regular Bills of Mortality, and also for providing a Register of Births and Marriages.

A Law for regulating Taverns, Vitualling Houses, and Boarding houses.

[55] A Law directing month[l]y reports from the measurers of Grain, Lime, Charcoal, Boards, and Timber, and Weighers of Hay, and providing for annual reports thereof

A Law for the better regulation and government of the Alms house.

A Law for the Appointment of a Street Commissioner, and to regulate the paving, and keeping in repair, and to prevent obstructions in the Streets

A Law for the appointment of a Superintendant of Scavengers, to provide for Sweeping the Streets and to prevent nuisances.

A Law to appoint a Comptroller

A Law for preventing and extinguishing fires

Ordered that the Mayor issue his Warrants on the Treasurer, to pay,

No: 1223, Richard Furman Superintendant of the Almshouse, for donations to the outdoor poor..... $1000

1224, James Fairlie Esquire to purchase fuel for the use of the Poor $500

[56] In Common Council January 21, 1805,

Present, Dewitt Clinton Esquire, Mayor,
Maturin Livingston Esquire, Recorder,

Jacob Dela Montagnie, James Fairlie, James Drake, Mangle Minthorne, Abraham King, George Janeway,	Esquires Aldermen	Andrew Morris, Clarkson Crolius, Samuel M Hopkins, George J Warner, Simon Van Antwerp, Jacob Shute Abraham Bloodgood. Joseph Board Jacob Mott,	Assistants

On receiving the Report of the Watch Committee; Ordered that Thomas Bagley and David Medlar be reinstated as Watchmen of Captain Lawrence's Company, and that James Skaats be reinstated as a watchman of Captain Dumbolton's company.

John J Cromwell merchant No: 52 Rose Street was appointed a Fireman to Company No 18, [57] instead of Peter B Van Tuyl resigned and Albert Kennard Cartman of First Street was appointed a Fireman to Company No 22 instead of Thomas Whitelaw resigned.

A return from Captain Gobels Watch Company, was received, and referred to the Watch Committee

A Petition of Patrick Barry for payment for regulating Elizabeth Street, was referred to the Street Commissioner and Comptroller.

A representation of the City Inspector, that by the resignation of Richard Amos, there are no Firewardens of the eighth ward, was referred to the Alderman, and Assistant of the ward.

Ordered that the Lamp Committee be authorized to supply the indigent prisoners in the Debtors prison with light.

A representation from Abraham Van Gelder Collector of the Assessment of Elizabeth Street stating that monies are to be charged to persons who are neither owners nor occupants of the Lots assessed, was received, and referred to the Assessors.

*A representation was also received from Abraham Van Gelder, that he has not been able to discover the owners of Lots, No, 1610, 1611, 1612, and 1613 in Suffolk Street, which are Assessed for the Regulation of the said Street $13,64 each, making in the whole $54, $^{56}/_{100}$, and is therefore unable to collect the same, Ordered that the said sum be paid to M^{r} Van Gelder, [58] and that the same be a lien upon the said several lots respectively.

* Marginal note reads *Lien*.—ED.

James Mills was appointed a measurer of Grain.

Ordered that fuel be allowed to the Clerk and Comptroller for their Office in which the business of the Board is transacted

A representation from Mr Van Hook the late attorney of the Board, that a motion will be made to set aside the Judgments in the Suits of the Corporation against Comfort Sands, and that the ill health of the Counsel, of the Board may prevent his attendance, Ordered that the Mayor be authorized to employ counsel, in case Mr Harrison should be unable to attend.

A Petition of Barzillar Coltrell and others for the remission of penalties for a violation of the Law in relation to the lying of vessels at the Wharves and Slips, was received, and referred to, Alderman Drake, Mr Hopkins and Mr Mott, with powers to direct a discontinuance of the suits, in case they shall deem it proper.

The following report being received, to wit, The Committee to whom was referred, the report of the Comptroller, on the Petition of Ebenezer Clark, upon the subject of ground near the Collect,

Beg leave to report, that They have examined the situation of said ground and are [59] of opinion, that the price as reported by the Comptroller is a fair one, they therefore recommend that the prayer of the Petition be granted

all which is respectfully submitted

George Janeway
Clarkson Crolius

Ordered that the same be confirmed, and that a grant be made accordingly

The Watch Committee to whom was referred an application of Catherine Culbertson requesting the use of a room in one of the Watch houses; reported that it would be inexpedient to grant the said application and recommended that the room should be let to some of the Officers connected with the City Watch, Ordered that the said report be confirmed, that the application of Mrs Culbertson be not granted, and that the Comptroller be authorized to rent the room accordingly.

A Communication of Mr Delebagaire recommending an Architect to be employed in building the new city Hall, was referred to the Building Committee.

A communication of Jonas Humbert suggesting improvements relative to the Inspection of Bread, was referred to Alderman King, Mr Morris and Mr Warner.

A Communication was received from the Board of Health recom-

mending [60] that the Common Council purchase two additional machines for the purpose of cleaning the public Slips, Ordered that the same be acceded to, and that the Board of Health be authorized to procure such machines, at the expence of this Board.

The Recorder, Alderman Fairlie, and Mr Hopkins, } Were appointed a Committee to draft and report a petition to the Legislature for investing the Corporation with a more complet title to piers in this City.

Resolved, that the Ferry Committee be authorized to cause as many boats belonging to the different Ferries, not to exceed one third of the whole number to be laid up during the winter season as they may think proper.

Resolved that in future all repairs that are necessary to be made to the Ferry boats, shall be executed under the particular direction of the Ferry Committee.

Ordered that,

Mr Warner, Bloodgood, and Mott, } be appointed a Committee to enquire and report, whether it would not be proper to engage one of the Clerks of the Custom house to report a list of coasting vessels who shall arrive in this port, and to report proper measures [61] for enforcing the Law concerning the reporting passengers.

A petition of Adolph Degrove in relation to the repeal of the Law relative to the sweeping of Chimnies being received, Ordered that he have leave to withdraw it.

Petitions of Jacob K Duryee and Samuel Dawson for the Office of Measurer were received and postponed.

Alderman Janeway, Mr Crolius, and Mr Mott } Were appointed a Committee on the subject of petitions for offices.

The Committee to whom were referred certain charges against Captain Dumbolton, reported thereon, Ordered that the consideration of the report be postponed.

A petition of Richard Smith for a renewal of the lease of Hellgate Ferry, was referred to the Ferry Committee.

Alderman Fairlie, presented a receipt from the superintendant of the Alms-house, purporting that the Sum of $500 appropriated at the last meeting for the purchaze of fuel had been paid over to the superintendant, to be applied by him to the said purpose.

Alderman Fairlie, Brasher, Dela Montagnie, Mr Warner, Morris } Were appointed a Committee, with discretionary powers to purchase fuel, for the supply of the poor.

[62] A Communication of Leonard Bleecker upon that subject, was referred to the same Committee; And they were also requested to examine, and report their opinion, on the causes which have produced the present scarcity of fuel, and the means of preventing a recurrence of the evil

Resolved, that it be recommended, to the several societies, and Institutions in this City, who distribute Charities, to make frequent returns to the City Inspector of all persons by them relieved, and supported, unless in case where from peculiar circumstances, such returns might injure the feelings of Individuals.

Resolved, that the City Inspector, do at the expence of this Board, supply the Societies and Institutions aforesaid, with printed blanks, so formed as to keep such returns uniform and methodical.

Ordered that the Mayor issue his warrants on the Treasurer, to pay,

1225	Richard Furman Esqr Superintendant of the Alms house, for donations to the Out door poor	$2000.
1226	Joseph Brown Salary as Street Commissioner	57.53
1227	Selah Strong, salary, as Comptroller	23.57
1228,	[63] Garret Hyer for refreshments furnished Firemen at the late Fire	12.
1229,	John Remmey and Gilbert Golding Clerks of Election in the 6 ward	12.
1230,	B Bulke and P Van Tuyl Clerks of Election in the 3 ward	12.
1231,	Edward Backhouse for 3 lost fire buckets	2.
1232,	John Milledoler, Do	2.
1233,	Jesse Beach do	2.
1234,	Jacob Barker for Oil	$846.

[64] In Common Council, January 28, 1805,

Present, Dewitt Clinton Esquire, Mayor,

James Drake, George Janeway, Philip Brasher, Abraham King, Jacob Dela Montagnie, Wynant Van Zandt Junior	Esquires Aldermen	Andrew Morris, Simon Van Antwerp, Abraham Bloodgood, Joseph Board, George J Warner, Clarkson Crolius, Samuel M Hopkins — Assistants

A Communication of Andrew Ross, respecting a Lamp which was formerly placed near his house, was referred to the Lamp Committee.

A Communication of Jacob Barker, requesting that he may be employed to furnish Oil for the Public, was referred to the Lamp Committee

An application of John Thurman respecting his claim against the Board, was referred to the Comptroller

[65] An application of Peter Voorhis for a renewal of his Lease at Hoboken ferry, was referred to the Ferry Committee.

A Petition of Debtors confined in prison for a supply of Fuel, was referred to the Committee of supplies.

Ordered that Alderman Janeway be added to the Committee of supplies.

Resolved that the Treasurer be requested to apply to the respective Collectors, requesting them to pay all monies by them Collected, into the Treasury without delay.

An application of George Gosman and others for a Law directing the Inspection of Building Stone, was referred to Mr Warner Board and Morris.

Return from Captains Peterson, Van Wart's, and Dumbolton's companies were received and referred to the Watch Committee.

A Petition of Robert Tier for Stand No: 36 Fly market was referred to the Market Committee.

A Petition of James Penny and others for the advance of One hundred Dollars for regulating Grand Street, was received and referred to the Comptroller [66] and Street Commissioner, with authority to direct a Warrant to be issued in the recess of the Board, if they shall deem it proper.

A communication of the Board of Health, recommending that four proper persons be appointed to inspect the Condition of privies, and to make report thereof, at the Inspectors Office, was received, and acceded to.

The Attorney of the Board having reported favorably to the application of Molly Wakefield, praying to be relieved from a suit for not reporting boarders, Ordered that the same be confirmed, and that the Suit be discontinued upon payment of Costs.

A Report from the attorney of the Board, was received, stating that several of the proprietors who consider themselves aggrieved by the Assessment of Vesey Street Slip had expressed their intentions to institute suits, and had proposed that one suit only be commenced to try the right,

Ordered, that the Attorney and Counsel of the Corporation be authorized to accede to such proposal, if they should deem it Compatible with the Interest of this Board.

Ordered that Charles Gardner Junior be and he is hereby appointed a Measurer of Grain

[67] The following Report and Resolutions being received, To wit,

City of New York ss

To the Mayor, Aldermen and Commonalty of the said City, in Common Council convened.

The Committee to whom were referred the reports of the Collector of the Assessments for Building a Common sewer through Beaver Street, and repairing the said Street, and for Building a Common Sewer through, and repairing Sloat Lane; as also, the Petition or memorial of the Trustees of the Congregation, Shearith Israel, praying to be relieved from the payment of their proportion of the first assessment, above mentioned;

Report,

That Warrants may in their opinion issue according to Law, against the Occupants of the premises, stated in the said Reports, tho' they are not assessed by name, there being no question as to the liability of the Owners who are all named. That in respect to the property of Thomas Gardner now Deceased and Captn Kelly, Warrants Cannot issue against the Occupants [68] there being but one assessment in each case, altho' as the Committee are informed there are several Tenements, comprised in them respectively, The entire impossibility of apportioning the Assessments among those Tenements, and their Occupants, renders it necessary in the opinion of the Committee that the assessments in those two Instances should be revised.

The Committee are of opinion that the prayer of the Petition of the Trustees of the Congregation, Shearith Israel, ought not to be granted, The Considerations therein stated not being sufficient of themselves intrinsically, to induce an interference between them and others who are Concerned in the Assessments.

All which is respectfully submitted

N York 28 Jany 1805 Wynant Van Zandt J,
S Cowdrey.

Resolved, that the Assessment as far as it relates to the Tenements belonging to Capt Kelly, and also to the Estate of Thos Gardner deceased, be referred to the assessors, and that the same be so altered by them so as to embrace the respective Occupants, after which alteration that a warrant Issue in the usual form to collect all monies which may then be due.

[69] Resolved, That for the reasons stated in this report, the petition of the Congregation of Shearith Israel ought not to be granted.

Ordered that the said report be confirmed, and the Resolutions thereby recommended pass accordingly.

Resolved that a Committee of this Board, together with the Street Commissioner, and Comptroller be appointed to confer with Henry Titus and others on the subject of Houses and other improvements on the Grounds belonging to the Corporation of which the Leases expire on the 1st day of May next; and also the best method of leasing the said ground after the 1st day of May next, and report to this Board without delay.

Alderman Drake,
Van Zandt,
and Mr Bloodgood } Were appointed the said Committee.

The Committee to whom was referred the resolution, recommending a loan of wood from the Citizens, reported that they had considered the practicability of obtaining such loan, and recommended the immediate adoption [70] of the resolution; Ordered that the Committee of Supplies be authorized to receive such loans from Citizens who can conveniently make the same upon Condition, that the same be returned as soon as a supply of wood shall be received in the City.

The Comptroller to whom was presented the petition of Hannah Dunlevy reported upon the subject, Ordered that the Consideration of such report be postponed.

A petition from a number of Citizens praying an increase to be made to the pay of the City watch, was received, and ordered to lie on the Table.

The Street Commissioner and Comptroller to whom was referred the petition of Patrick Barry and others, reported that the sum of $269 $^{3}/_{100}$ is due to them upon their contract for regulating Elizabeth Street, Ordered that the said sum be paid to them, And that the Street Commissioner enquire and report into the State of the assessment List.

Whereas in consequence of the very uncommon fall of snow, the Streets of this City, more especially the narrow Streets are rendered hereby impassable, and imminent hazard may arise in case [71] of Fire,

Resolved, that no person shall be permitted to carry any snow into the public Streets, from any alley, yard, or lot whatever, except for the express purpose of being immediately carted to the river, or being levelled, under the penalty of Two Dollars for each Offence.

Ordered that the Chief Engineer, take measures to have the different Fire Engines in readiness to be brought to any fire, which may take place; and that he be authorized to pursue the most proper

measures at the expence of this Board to remove any impediments or difficulties in bring[ing] such Engines to Fires.

Ordered that the Mayor issue his Warrants, on the Treasurer, to pay,

Simon Van Antwerp Treasurer of the Committee of Supplies for furnishing the poor with wood and necessaries	$5000.
Colonel Trumbull in advance for paintings he is executing for the Corporation	$500.
Nicholas Lawrence City Watch	$202 16/100
William Van Wart do	178 36/100
Magnus Beekman do	190 96/100
William Peterson do	178 36/100
Hugh Gobel do	134 96/100
[72] Gad Dumbolton Do	125 2/100
Charles Loss for surveying	145 50/100
Edward Watkeys for candles	10 50/100
Andrew Selleqy for lost fire buckets	4.
Thomas Hazard lightning and cleaning City Lamps	289 8/100
Patrick Barry for balance of contract, due for regulating Elizabeth Street	$269 31/100

[73] In Common Council, February 4 1805

Present Dewitt Clinton Esquire, Mayor.

Wynant Van Zandt, Junior,	Esquires Aldermen	Jacob Mott,	Assistants
Philip Brasher,		Andrew Morris,	
James Drake,		Simon Van Antwerp,	
Jacob Dela Montagnie,		George J Warner,	
Mangle Minthorne,		Jacob Shute,	
Abraham King,		Clarkson Crolius,	
George Janeway		Abraham Bloodgood,	

A Petition of David Martin, requesting that the line of Chesnut Street may be ascertained was referred to the Street Commissioner.

A Petition of Thomas Ash and Jonathan Pearsee relative to the Claim of the Corporation against them for rent of the Public Wharves and Slips, was referred to Alderman De la Montagnie, Brasher, and the Comptroller.

A Communication of Mr George Clinton Junior informing the Board, that a Bill authorizing the Corporation to use the Wooden Bastions at the [74] Battery and Rhinelander's wharf, had passed the Senate and Assembly, was referred to the Committee of Supplies.

A Communication from Mr Van Hook late Attorney of the Board, stating that several suits had been commenced by him against persons residing in Broadway for infringements of the Street Law, And that they are desirous those suits should be discontinued upon payment

of Costs; Ordered that Mr Van Hook be authorized to discontinue the said Suits upon payment of Costs.

An Application from Rufus King Esqr to be relieved from a fine for not having the Street cleared of Snow, was received and granted.

An Application of Charles Darly to be released from a fine for not clearing the street from snow was received, and granted; Ordered that the Attorney of the Board be authorized to return to him the sum of Five Dollars, which was received on that account.

An Application of J. B. Delacoste for permission to use the Library room in the City Hall for the exhibition of his Cabinet of Natural History was received and granted

Ordered that the Commissioner of Public repairs be authorized to dispose of such Old Furniture and Lumber in the Library room as is useless.

[75] A Petition of Thomas Morrell and others inhabitants in the neighbourhood of the Ferry lately established between Corlaer's hook and Bushwick, stating that the said Ferry is in an improper situation and absolutely useless and impassible for a considerable portion of the year, and praying that a better ferry may be established for the convenience of the public, was received and referred to the ferry Committee

John Valentine, Cartman in Pump Street was appointed a Fireman to Company No: 22, instead of Abraham Dally resigned.

A return from Captain Dumbolton's company was referred to the Watch Committee.

The Committee appointed to draft, and report a petition to the Legislature, praying a grant of the Government House; reported a petition for that purpose; Ordered that the Clerk prepare a Copy thereof, and transmit it under the Seal of the Board.

A Communication was received from the Board of Health, together with the draft of a Petition to the Legislature, and the draft of a Bill for investing this Board with more ample powers in relation to the preservation of Health; Ordered that the same be approved and transmitted under the seal of the Board.

The committee to whom was referred the petition from the Inspectors of Lumber, reported [76] their opinion, that the present act of the Legislature is deficient, inasmuch as no provisions are contained therein for fixing a standard of inspection, and recommended that the draft, of a petition to the Legislature be obtained, together with a Bill for the Amendment of the Law relative to the Inspection of Lumber,

Ordered that the Clerk and Attorney of the Board prepare such drafts accordingly.

A Petition of Adolp Degrove against the *the* repeal of the Law regulating the sweeping of Chimnies, was referred to Mr Warner, Mr Morris, and Mr Shute.

Alderman Dela Montagnie was excused from attending on the Committee of Supplies, and Mr Bloodgood appointed in his stead.

Ordered that John Dennison be, and he is hereby appointed a Weigher of Hay.

Ordered that the Clerk and Attorney of the Board be directed to prepare and report the draft of a Bill, authorizing persons who shall hereafter erect three story Brick Dwelling houses and stores in the City of New York to place one half of the foundations thereof on the adjacent Lots, and directing that the owners of such adjacents Lots, shall pay one half of the value thereof whenever they shall propose to use the same, together with the draft of a petition to the Legislature for that purpose.

[77] Resolved that a Committee be appointed to Consider and report to the Board with all convenient speed the most eligible means of asserting and vindicating the jurisdictional rights of this City, and that the said Committee be authorized to take the advice of Counsel in the premises, at the expence of this Board.

Alderman Dela Montagnie.
Van Zandt,
and Mr Mott,
} were appointed the said Committee

A Petition of Abraham Stagg concerning his claims against the Board for regulating Streets, was refferred to the same Committee, with his former petition on the same subject, together with the Street Commissioner.

A Report of the Street Commissioner relative to the mode of paving Streets, was referred to the Committee on the revision of the Laws.

The Street Commissioner reported an Ordinance to assess the sum of $269 $^{32}/_{100}$ being the balance paid to Patrick Barry upon his contract for regulating Elizabeth Street, upon the inhabitants of the said Street. Ordered that the same do pass. The Street Commissioner also reported upon the propriety of his reporting from [78] time to time the names of proper persons to be appointed Assessors for the paving Streets. Ordered that the latter branch of such report be referred to the Committee upon the revision of the laws.

The Committee to whom was referred the propriety of employing

one of the Clerks in the Custom House to report the Names of the Masters of Coasting Vessels, with a view that Bonds may be taken to indemnify the Public from becoming chargeable with the maintenance of passengers, reported in favor of such measure; Ordered that the Mayor be requested to employ one of the Clerks in the Custom house for that purpose; and that the Clerk cause the thirtieth Section of the act of the Legislature for the settlement and relief of the Poor to be published.

Resolved that the occupants of houses and Lots of Ground in Streets which the Superintendant of Scavengers shall think proper immediately under his direction cause the snow opposite to their respective Houses and Lots to be levelled to the middle of the Streets so that carriages may pass through the same in safety under the penalty of two Dollars for each Offence.

An Application of Charles M Graham to be relieved from a penalty for not clearing [79] the snow from the street, was referred to the Superintendant of Scavengers.

An Application from the Lessees of Lots, whose Leases are about to expire requesting that the same may be renewed, and not disposed of at Public Vendue, was referred to the Committee appointed to report upon the most advantageous and proper method of leasing the property of the Corporation.

Ordered that the Mayor issue his Warrants on the Treasurer, to pay;

Issd Warrts

No.	1249	Richard Furman Superintendant of the alms house for the support of that establishment.....	$6000.
	1250	Simon Van Antwerp Treasurer of the Committee of supplies for furnishing fuel and necessaries for the use of the Poor.....	$3000.
	1251	Jacob Dela Montagnie Esqr Treasurer of the Board of Health for the removal of nuisances.....	$500.
	1252	John Sullivan for 4 lost Fire buckets.....	$8.
	1253	Mark Tier for 3 lost fire buckets.....	6.
	1254	William Armstrong for 2 lost Fire buckets.....	4.
	1255	James Henry for 1 lost Fire bucket.....	2.
	1256	Israel Haviland for 1 lost Fire bucket.....	2.
	1257	Robert Thorne for 2 lost fire Buckets.....	4.
	1258	Robert Valentine for balance in Building Bulkhead across vesey Street Slip.....	50.
	1259	John Murphy for attending with another Officer to apprehend vagrants	$12^{50}/_{100}$
[80]	1260	John Murphy for serving notices of the Firewardens..	24.

No. 1261	T Wortman, a quarters salary as clerk.....	$150.
1262	Charles Van Orden a quarters rent of room for the City Watch	25.
1263	D. Crawley for a Stove.....	15 95/100
1264	James Hardie for services.....	$62 50/100
1265	John Hardy for services.....	30.
1266	John McKenzie attending Potters field.....	69.
1267	John Burger Esquire Coroners fees.....	102 13/100

[81] In Common Council, February 13, 1805

Present. Dewitt Clinton Esquire, Mayor.

Wynant Van Zandt Junior, George Janeway, Mangle Minthorne, James Drake, Philip Brasher, Abraham King, James Fairlie,	Esquires Aldermen	Andrew Morris, Simon Van Antwerp, Abraham Bloodgood, George J Warner, Jacob Mott, Clarkson Crolius	Assistants

A Petition of Christian Harriot for a Butchers Stand, was received, and referred to the Market Committee

A Petition from Burling and Pearsall to be employed as Auctioneers by the Common Council was referred to the Comptroller.

A Petition of Abraham Stagg for a lease of the Hoboken Ferry, was referred to the Ferry Committee.

Ordered that the Physician of the Alms house be directed to attend the indigent sick at the debtors Prison.

A Petition of Henry Rutgers and others for the removal of the Hay Scale near George's [82] Slip, and a Counter Petition on the same subject, was referred to the Alderman and Assistant of the Seventh ward, and the Street Commissioner.

A Petition of Thomas B Clarke and others for the regulation of Montgomery Street, was referred to the Street Commissioner.

A Petition to carry the regulation of Cherry Street into effect, was referred to the Street Commissioner and Attorney of the Board.

The Petition of William Provost to be relieved from the Assessment of a drain in Oak Street, was referred to the Street Commissioner.

The Petition of Edward Atkinson to be relieved from a Fine, on account of his chimney having taken fire was rejected.

On receiving the report of Watch Committee, Ordered that Weart Valentine be appointed a Watchman to Captain Gobels Company, instead of John Doremus deceased, and George Durand a substitute

to the same, instead of Weart Valentine. that Evert Debevoise and John Ferris be appointed Watchmen to the said Company instead of Henry Peers and John Jay resigned, and that Richard Earle and James Murray be reinstated as Watchmen of Captain Dumbolton's Company.

Caleb Williams House Carpenter of Mulberry Street was appointed a Fireman to Company No 2 instead of Ebenezer Knapp resigned.

[83] A Petition of Bernardus Rider for the Office of Weighmaster, was referred to the Committee on the subject of petitions for Office.

The Committee on the Subject of preparing a petition to the Legislature for an increase of power to be vested in the Board. presented the draft of a Bill and Petition—Ordered, that the same be referred to the Clerk and Attorney of the Board, with instruction to report at the next meeting.

Resolved that the Clerk and Attorney of the Board be directed to submit to this Board at the next meeting, the draft of a Petition and Bill to be presented to the Legislature for the establishment of a Court in this City for the trial of petty Offenders.

Resolved that the Attorney of this Board be directed to take the necessary measures, in order to obtain a settlement of all Accounts between Stephen Hitchcock, late Superintendant of Scavengers, and this Board, and to obtain a surrender of such property, as the said Stephen Hitchcock may have belonging to this board.

Resolved that a Committee be appointed to report to this Board, what improvements and alterations are proper to be made on the Battery, and also their ideas relative to extending, docking out, and filling in on the ground under water adjoining to the same, so as to render the [84] whole a commodious military parade, and a public walk, and that the said Committee be authorized to employ a surveyor.

Alderman Fairlie,
Van Zandt,
and Mr Warner, } Were appointed the said Committee.

The City Inspector, reported ordinances for the correction and removal of nuisances, numbered from 1062 to 1087 inclusive, Ordered that the same do pass.

The Petition of Mary Williamson, praying, that the Keeper of the City Prison may be directed to let her husband have the benefit of air and walking about—Ordered that it be recommended to the keeper to allow Mr Williamson as much privelege as is consistent with his safe keeping.

The Clerk and attorney of the Board reported the draft of a Petition and Bill authorizing persons about to build to erect one half of the foundation of Buildings on adjoining lots—Ordered that the consideration thereof be postponed.

The Clerk and attorney of the Board reported the draft of a petition and Bill for the better regulating of the Inspection of Lumber in this City. Ordered that the same be confirmed, and that the said Bill, and the said petition being properly authenticated [85] under the seal of this Board, be transmitted to the Legislature.

The Clerk and Comptroller presented the draft of a Bill and petition, to authorize the board to levy the sum of $155,000 by tax to defray the City expences of the ensuing year; Ordered that the same be confirmed and transmitted to the Legislature, under the common Seal of this Board.

The Street Commissioner reported that the sum of $140 is due to Ayres and Magie upon their contract for filling in Vesey Street Slip —Ordered that the same be confirmed, and that a Warrant be issued therefor.

The Comptroller and Street Commissioner to whom was referred the petition of James Penny and others, praying, money to be advanced to them upon their contract for regulating Grand Street, reported that a small portion of the work is done, and that they have probably received the amount of what has already been performed from the Collector, and that it would therefore be improper to comply with their request; Ordered that the said report be confirmed, and the prayer of the said petition rejected accordingly.

The following report was received from the Street Commissioner, to wit,

The Street Commissioner has not been able to obtain information from his predecessor, the surveyors, or any Public Record, whether the Common Council [86] have ever established a regular method of ascertaining the true corners, and angles of the several streets in this City. He is impressed with an opinion that it is very important these Land marks should be determined, for the general government of the surveyors, and to prevent (as much as possible) the disputes that too frequently arise between individuals in consequence of the difficulty and uncertainty of producing some such standard. He believes it would be attended with very little trouble or expence, in comparison with the benefits that would result from the measure; and in Order to bring the subject before the Board, he has drafted the following, Resolution, which is respectfully submitted for their consideration.

"Resolved. That the Street Commissioner in concert with one or "more of the City Surveyors, be directed to ascertain, from time to "time, by actual surveys or otherwise, the true Angles and corners of "the several Streets of this City, and their relative positions to adja- "cent buildings known to be correctly situated, and report to this "Board, with a Map, Plan, Diagram, or description of the same; which "being agreed to by this Board, shall be entered as matter of record, "for the general government of the surveyors, and Inhabitants of this "City.

John S Hunn
Street Commissr

Ordered, that the same be Confirmed.

[87] The following report, was received from the Street Comissioner, to wit,

The Street Commissioner has the honor to represent to the Board, in addition to his communication No: 5, that it would, in his opinion be conducive to the Public good, and the further correctness of the surveys of this City, if Standards were established to regulate the length of the chains and Cords with which the lines are measured, and to adjust the several compasses and other Instruments to a true meridian; the last of which is ascertained by amplitudes, and other Celestial Observations; but as they are subject to errors in the calculations, and never attempted by all the surveyors at the same time, it would be improper to depend upon them as a general standard, particularly as it is found the variation differs materially at different periods.

A Standard for measuring might be made of materials not easily affected by heat or moisture, and lodged in some public place accessable by the surveyors, and other persons interested in the premises. And a true meridian line might be easily fixed by taking two or three permanent buildings, or by fixing up monuments or posts, bearing that direction to each other; by which all Instruments could from time to time be adjusted, and the variation of the magnetic needle accurately determined.

[88] The Street Commissioner having seriously reflected upon the propriety of this measure, consulted the surveyors, and finding them to agree with him in opinion, recommends the following draft of a resolution to the consideration of the Board; embracing, probably, all that may be necessary to express upon the subject.

"Resolved, That the Street Commissioner and a majority of the sworn surveyors of this City be a Committee to ascertain the best method of fixing a standard to correct the measure of the Chains, Rods, and Cords, used in surveying, as well as the best method of fix-

ing up or determining upon certain Objects bearing a true North and South direction to each other, whereby the Several Compasses and other Instruments used in taking courses may be adjusted; and to report the same to this Board; which being agreed to, shall remain as Standards for the future government of the surveyors of this City."

All which is respectfully submitted

John S Hunn

Street Commissioner

Ordered that the same be confirmed, and that the resolution thereby recommended pass accordingly.

Ordered that the Superintendant of the Alms house be directed to provide for [89] the relief of the Spanish Seamen, who were lately under the care of a Committee for that purpose.

On receiving the report of the Ferry Committee, to whom was referred the Petition of Richard Smith, praying renewal of the Lease of Hellgate Ferry—Ordered that the said Lease be renewed for one year, upon the same terms as at present.

The Committee to whom was referred the Petition of Abraham Stagg, praying, to be allowed his account, including the pavement of the intersection of James Slip, and East Rutgers Slip, reported favorably to the same, Ordered that the account of Mr Stagg be allowed, and that the Street Commissioner report an Ordinance to assess the amount, on the owners and Occupants of Lots who are benefitted.

Ordered that the Mayor issue his Warrants on the Treasurer, to pay,

Richard Furman Esqr Superintendant of the alms house for the out door poor	$4000.
Nicholas Lawrence, City Watch	$178 36/100
William Van Wart do	$178 36/100
Magnus Beekman do	$178 36/100
William Peterson do	$178 36/100
Hugh Gobel do	$120 96/100
Gad Dumbolton do	$128 66/100
William Shatzel two quarters rent of room for Justices Court	$87 50/100
[90] William Mooney for Carpeting etc for City Hall	297.
Ayres and Magie for filling in Vesey Street Slip	140.
Henry Stanton balance on Ferry account	192 67/100
John Manley for a lost Fire bucket	$2.
John F Halstead a lost Fire bucket	2.
Daniel Kemper 2 lost Fire buckets	4.
Joseph King a lost Fire bucket	2.
Jacob Boos Clerk of Election in 9th ward	6.
James Hammond as Constable at the Election of the Ninth Ward	$3.
Benjamin Vredenburgh Clerk of Election in Ninth Ward	$6.

[91] In Common Council, February 18, 1805

Present, Dewitt Clinton Esquire, Mayor,

Wynant Van Zandt Junior, Jacob De la Montagnie, Mangle Minthorne, Philip Brasher, Abraham King, James Drake, George Janeway, James Fairlie,	Esquires, Aldermen,	Jacob Mott, Andrew Morris, Jacob Shute, Clarkson Crolius, Abraham Bloodgood, George J Warner, Simon Van Antwerp, Joseph Board	Assistants,

An Application of Captain Gobel and Dumbolton for an additional Watch in Augustus Street was referred to Watch Committee.

The Petition of Silas Lord and others, praying that goods taken in Execution may not in future, be sold opposite to their houses, in Vesey Street, was referred to the Same Committee formerly appointed on that Subject.

The Petition of Abraham Cannon, [92] Stating, that he has been Assessed for too great a quantity of Ground in Grand Street, was referred to the Assessors.

A Petition of Nicholas Bryar for a Butchers stand, was referred to the Market Committee.

A Petition of George Ferris to be employed as auctioneer in selling ground for this Board, was referred to the Comptroller.

A Petition of Thomas Whitelaw, stating that a balance is due to him on his contract for making sewers in Beaver Street, and Sloat Lane, and praying relief, was received, and the consideration thereof postponed.

A Return from William Dustan the Collector of persons assessed for the regulations of Broadway and Thompsons Street, who cannot be found, was referred to the Street Commissioner.

Resolved that the Street Commissioner, be directed to call on the different owners of Lots of Ground situated on South Street, between Whitehall Slip and the exchange Slip, for the purpose of obtaining their consent in writing, to improve at their individual expence on the said Street by docking out into the river in such manner as the Common Council may direct, and that such consent or refusal be communicated to this Board.

[93] The Clerk and Attorney of the Board reported the draft of an Act for the better government of this City; Alderman Brasher moved to strike out such part of the fourth section thereof as directs that Commission Stock exchange, and Insurance Brokers, shall here-

after be appointed and licenced by the Common Council, and called a division thereupon; the said motion was negatived as follows, to wit,

Affirmative,

Alderman Van Zandt, Alderman Brasher, Mr Morris,

Negative,

Alderman, Dela Montagnie, Mr Mott,
Minthorne Shute,
King, Crolius,
Drake, Bloodgood,
Janeway, Warner,
Van Antwerp,
Board,

The Question being then taken on the whole Bill, Alderman Brasher called for a division; the same was carried in manner following, to wit,

Affirmative,

Alderman, Dela Montagnie, Mr Mott,
Minthorne Morris,
[94] King Shute,
Drake, Crolius
Janeway, Bloodgood
Fairlie, Warner,
Van Antwerp,
Board,

Negative,

Alderman Van Zandt, Alderman Brasher,

Ordered that the said Bill, together with the memorial, praying, that the same may be passed, be properly authenticated, and transmitted to the Legislature.

The Clerk and Attorney of the Board presented the draft of a Bill for the more speedy trial of Offences under the degree of Grand Larcenny committed by persons confined in the City Prison in the City of New York; Ordered that the consideration thereof be postponed.

Ordered that, Daniel Kemper be, and he is hereby appointed a Weighmaster.

The Ferry Committee, reported that it would be proper that the Several Ferries belonging to the Board shall be leased from the first day of May next, to such [95] proper person or persons as shall offer the highest Sums for the same under such regulations and restrictions, as this Board shall think proper; Ordered, that the said report be confirmed.

Ordered, that the Comptroller be directed to enquire into the State of the several ferries between this City and Staten Island, and Elizabeth Town, and report thereon to this Board.

Resolved, that in future it shall not be lawful for the Keeper of the City Prison to demand or receive fees from persons confined in his Custody.

Resolved, that the said Keeper shall hereafter receive an annual Salary of twelve hundred and fifty Dollars, and that the same be in lieu of all fees.

Resolved, that it shall not hereafter be lawful for the said keeper to receive any slave or keep such slave in Custody upon the application of the Master or Mistress, without the order of a Magistrate or competent tribunal given in due course of Law.

Resolved, that the Committee appointed to revise the Laws, be authorized and instructed to amend and alter the Law respecting the said City prison, conformably to the preceeding resolutions, and that the said Law pass the Board with the alterations and amendments aforesaid.

Resolved, that the Clerk of this Board be authorized and instructed to cause 300 copies [96] of the Charter of this City to be printed, and also to collect such acts, and sections of acts, of the Legislature, as have either altered the said charter, or vested additional powers in the Common Council, to be printed with the same or as an appendix thereto.

The Committee appointed to consider the most proper plan of leasing the Grounds of the Corporation, reported on the subject: Ordered, that the consideration of the said report be postponed.

The Street Commissioner reported, upon the propriety of proceeding to the regulation of the upper part of the Broadway: Ordered, that he be authorized to receive the necessary Cessions for that purpose, And to take measures to have the Street opened.

The City Inspector, reported ordinances for the correction and removal of nuisances, Numbered from 1088, to 1119, inclusive; Ordered, that the same do pass.

The Comptroller, to whom was referred the petition of John Thurman, reported on the Subject: Ordered that the same be confirmed, and that the Comptroller tender the balance due to Mr Thurman, with the advice of the Counsel of the Board.

Ordered that the subject on the [97] Tunnel be referred to the Street Commissioner.

Resolved, that the Street Commissioner be directed to report to this Board at the next meeting thereof a list of the owners of the land in the direction of the Canal or Tunnel intended by the survey of Charles Loss in February 1803; together with the quantity of Land

they are willing to cede to the Corporation, in order to carry the design of effectually draining that part of the City, into effect.

Ordered, that the Mayor issue his Warrants on the Treasurer, to pay,

Issd Warrant No:			
1286	William Furman balancing Ferry accounts.....	$348 17/100
1287	Abel W Hardenbrook repairing Fire Engine.....	1540.
1288	Thomas Darling attending election as peace Officer.....	3.
1289	Hugh Montgomery and Barnet Newkirk attending to enforce the Sunday Law.....	$52.

[98] In Common Council, February 25, 1805,

Present, Dewitt Clinton Esquire, Mayor,

James Drake, Philip Brasher, Mangle Minthorne, George Janeway, Jacob Dela Montagnie, Abraham King, James Fairlie, Wynant Van Zandt Junr,	Esquires Aldermen,	Andrew Morris, Abraham Bloodgood, Simon Van Antwerp, George J Warner, Jacob Shute, Joseph Board, Jacob Mott, Samuel M Hopkins, Clarkson Crolius,

Esquires Assistants

A Petition of Thomas Smyth to be employed as Blacksmith at the new City Hall, was referred to the Building Committee.

A Petition of William Byvanck for an Office, was referred to the Committee on Petitions.

Resolved, that the present ordinances for the regulation of Ferries be recommitted to the Ferry Committee and that the said Committee [99] together with the Clerk be directed to report such ordinance relative to Ferries as the Committee may deem advisable, by the next meeting of the Board.

A return, from Captain Gobel's Watch Company, was referred to the Watch Committee.

A Petition of John Hogg to be employed as a watchman, was referred to the Watch Committee.

Petitions from Charles Christian, and Patrick Shay, to be employed as auctioneers, was referred to the Comptroller.

Additional affidavits respecting the ferry between Corlaers Hook, and Bushwick, were referred to the Ferry Committee.

An Application, of William Henderson respecting the Bad Situation of a Part of Broadway, between Leonard and Anthony Streets; A Petition of Robert Bowne and others, for the regulation of Bullock

Street. A Petition for the regulation of Hudsons Street. A Petition of Thomas Whytelaw, to be allowed for the paving the intersections of several streets. and Petitions for the regulation of Essex and Hester Streets, received, and referred to the Street Commissioner.

A Complaint, against Captain Gobel, was received, and referred to the same Committee as the Complaint against Captain Dumbolton.

A Petition of James McKevers, to be released from a penalty for not cleaning the snow from before his door, was referred to the Attorney of the Board.

[100] A Petition, of Frederick Depeyster, to be released from a like penalty, was referred to the Attorney of the Board, and the Superintendant of Scavengers.

An Application, of John Stevens proposing better arrangements for Hoboken Ferry, was referred to the Ferry Committee.

A Petition, of Richard Wenman and others, for a market at the foot of Duane Street, was referred to the Alderman and Assistant of the fifth ward, and the Street Commissioner.

A Petition of Andrew Hunt and others, praying that measures may be taken to correct the nuisances arising from putrid Fish and meats in Greenwich Street, with a report from the City Inspector, was referred to,

Mr Warner,
Board, and
Shute,

An Application of Richard M Woodhull and others, against an additional Ferry from Corlaers hook, to Bushwick, was referred to the Ferry Committee.

Upon receiving the report, of the Watch Committee; Ordered that John Miller, John Connolly, Charles Fisher, William Connolly, and Jasper Miller be appointed watchmen of Captain Petersons Company.

[101] The following Opinion was received from Judge Troup, respecting the Jurisdictional rights of the Corporation on the Jersey shore;

Case.

In an opinion which you gave in writing on the 19th of May last, you say; that the Corporation of this City, have a right of Jurisdiction at least as far as low water mark over the Land covered with water opposite to, and adjoining Powles Hook.

As Wharves have been erected within those limits, without the permission of the Corporation, and as their Jurisdictional rights, are in other respects called in question;

We wish in their behalf your opinion as to the most eligible mode of asserting and vindicating those rights, and particularly whether it will be indispensable for that purpose to obtain a grant of the soil.

Answer.

Having considered the preceeding case I am of opinion that the most proper remedies for the injuries complained of, are,

1st A special action on the Case,

2, An information of intrusion,

As to the first remedy I observe that the terms of the Charter appear to vest the Corporation with the exclusive priviledge of determining when, where, and in what manner wharves shall be erected with its Jurisdictional limits. This priviledge is interesting [102] to the Commerce of the City, to promote which is amongst the principal objects of the Charter. To infringe this privilege therefore is to disturb the Corporation in the Enjoyment of one of its most important franchises, and the Law gives the Corporation a remedy for the injury, in a Special Action on the Case; but a Judgment for the Plaintiffs in this action would be limited to the recovery of Damages merely, and would not extend to the abatement of the wharves, or to the removal of the Defendants from the possession of the Land In a special action on the case the right of the Corporation to the said privilege may be contested by the Defendants, and if the Court should decide against the right, the Corporation would of course fail in its suit. I think it not improbable under the circumstances of the Case, that the Court of Chancery upon a Bill filed by the Corporation for that purpose, whilst the suit at law was pending, and the right undetermined, would restrain the further erection of wharves until the right should be decided.

With respect to the second remedy it may be remarked that as the right of Soil is vested in the People of this State; the wharves which have been erected, are intrusions upon [103] the lands of the people; for which redress may be obtained by filing, an information of intrusion. This proceedure in its nature is a civil suit commenced by the Attorney General, and in his name, for the People of the State against intruders upon Lands of which the People are possessed. The Defendants if they please may also in this suit rely upon their title, and the consequence of a Judgment for the Plaintiffs is, that the intruders are amoved from the possession, of the Lands. This Consequence of a Judgment for the Plaintiffs renders the remedy by information of Intrusion in the Case of the Corporation preferable to that

by special Action on the Case. It is my advice therefore, that the Corporation should apply to the Attorney General for permission to file and prosecute an Information of intrusion in his name in the Supreme Court, for the People of this State against the persons claiming title to the wharves in question, and likewise to accompany the application with an offer to indemnify the State against the Costs of the Prosecution, if the Plaintiffs should be adjudged to pay Costs. No doubt I think can be entertained that when the Case it laid be[fore] the Attorney General he will perceive it to be one that involves [104] the dignity and interests of the State, and that he will either take Measures ex officio in behalf and at the expence of the State to vindicate its rights, or that he will permit the Corporation to make use of his official Character to suppress the mischiefs which may result to the trade of this City from the Erection of wharves on the West Side of Hudson's River without the license of the Corporation.

In the present state of things I cannot recommend it to the Corporation to apply to the Commissioners of the Land Office for a grant of the land under water on the west side of Hudson's river. A grant of the land in all probability could not be obtained by the Corporation, without the payment of a considerable sum of money, and it is obvious from the remedies above pointed out that a grant of the land is not necessary to an effectual redress of the injuries sustained.

If the State should at a future day grant the Land to private persons instead of the Corporation the grant could not impair the jurisdictional rights of the Corporation; It is to be presumed however that the state in all its grants of the land would give the Corporation a preference, and it would seem to me time enough for [105] the Corporation to urge its claims to a preference when it found the State resolved to part with its right of soil. In the mean time to prevent the Corporation from being suprised it might be useful as a precautionary measure, for the Corporation to file a Caveat in the Office of the Secretary of the State against the granting of the Land under water opposite to and adjoining Powles Hook until the Corporation should be heard on the Subject by its Counsel, Whether it would be right in the Corporation ever to suffer if in it's power to prevent it, the land to be granted saving to the Corporation itself, is a question which does not require legal discussion, and may be safely rested with the wisdom and virtue of the Corporation.

New York February 22, 1805,

Rob, Troup.

Mr Hopkins moved to amend the fourth section of the Bill for the better Government of the City of New York, agreed at the last meeting to be sent to the Legislature, by striking out the words Commission, Stock, Exchange and Insurance Brokers, and called a division thereupon, the same was negatived in manner following, to wit,

Affirmative,	Negative	
Alderman Brasher,	Alderman Drake.	Mr Bloodgood,
Van Zandt,	Minthorne	Warner,
Mr Morris,	Janeway,	Shute,
Van Antwerp,	Dela Mon-	Board,
[106] Hopkins,	tagnie,	Mott,
	King,	Crolius,
	Fairlie,	

Resolved, that the Mayor be requested to proceed to Albany, and use his best endeavor to have the City tax Bill and all other Bills agreed to by this Board passed, and that he be empowered to purchase or lease the Government house and ground adjoining thereto for the use of this City, and generally to attend to all other City business with the government of this State.

Resolved, that the grass grounds appertaining to the Parks and Battery, be manured, and that the Mayor be authorized to employ one or more proper persons as in his opinion be necessary to prevent any person from walking across said grass ground whilst under manure, and prevent them from damaging the trees until the further order of the Board.

[107] Resolved, that the Street Commissioner be directed to contract without delay under the direction of the Board for the filling up with gravel, and facing with timber the sidewalks in that part of Bowery Lane between Bullock and Art Street.

The Street Commissioner reported ordinances to assess the monies awarded to Abraham Stagg for the intersections of East Rutgers Street and James Slip. Ordered, that the same pass the Board, and that George Gosman, John McComb Junior, David Heckle, Abraham Russel, and Andrew Morrell be appointed assessors for the same.

The Street Commissioner, reported to the Board that he had been applied to by Mrs Nestell to purchase a gore of land adjoining her premises in Chatham Street, and offers her to give in exchange 57 square feet in the rear of the Corporation Lots. Ordered, that Street Commissioner be authorized to treat with Mrs Nestell thereon.

The Street Commissioner, reported to the Board, that Mr Blank had agreed with Mr Browne to dig out Leonard Street east of the Broadway, for 4 Cents the Load, and that he is willing to finish the

same by the first of May, and to give security for that purpose, and wished the sense of the Board whether they consider that contract to be Binding, he also informed them that Judge Lawrence had suggested the propriety of widening Leonard Street to the Breadth of 50 feet, and had offered to treat for 10 feet [108] of Ground as far as his lots extend. Ordered, that the aforesaid subjects be submitted to the discretion of the Street Commissioner.

The Street Commissioner, reported a list of the proprietors of Ground through which it will be necessary that the intended canal, or Tunnel should pass, and the quantity of Land they are willing to cede for such purpose, the Consideration thereof was postponed.

Resolved, that all contracts entered into by any Officer in behalf of this Board be in writing.

The Comptroller, presented a report respecting the Ferries to staten Island, and Elizabeth Town, the same was referred to the Ferry Committee

The following report was received from the Comptroller, to wit,

The Comptroller to whom was referred the memorial of Lewis Moore,

Respectfully, Reports,

That he has examined the various Grants, and other documents having relation to the Claims set fourth in the memorial of the said Lewis Moore together with a map or chart made by Francis Marschalk in the year 1749, particularly describing the premises between Beekman and Peck slips; from which it appears that, George Peterson obtained a grant in the year 1750 for 200 feet, extending from Water Street, to a Street now called Front Street; the property now owned [109] by the said Lewis Moore. It appears that, out of this 200 feet, so granted (to the said George Peterson) 15 feet was reserved on the inward part thereof to widen water street; and make said water Street 45 feet wide. It also appears that 40 ft, was reserved on the outward part of the said 200 feet, to be left for a Street, now called Front Street; Leaving 145 f^{t} to be built upon.

It further appears that Robert Cromeline (one of the Grantees of Lots between Beekman & Peck Slips) erected a wharf on the outer Line, in what is now called front Street, and that the said wharf, surged, or tumbled over further into the river; and on application to the Corporation of that time, a further grant was given to said Cromeline of 30 feet, further into the river, for no other consideration that a peper corn per annum if demanded. Similar grants were given to all the grantees from Beekman to Peck Slips.

These last mentioned grants of 30 feet, Specially Stipulated that this 30 feet shall be left for a Street; and that the grantees shall recind 15 feet of the former grant of 200 feet from water to Front Streets. It is therefore clear that 40 feet was before reserved out of the 200 feet grant at the outward part thereof for a Street, it follows, if the 15 feet recinded be deducted from 40, 25 feet remains; and this 25 feet added to the grant of 30 feet, would leave what is now called front Street 55 feet wide. It is now only 50 feet, It is therefore self evident that the grantees from Beekman, to Peck Slips have five feet more than they ought to have, instead of 15 or 20 feet less, as Mr Moore [110] states in his Memorial.

The Petitioner states that £88 remains due for Quit rent as appears by a Bill rendered him some time since by the former Comptroller. An additional sum is now due, which has been withheld in consequence of his supposed claim.

All which is Respectfully Submitted,

25th February 1805, Bjn Romaine
Compt

Ordered, that the same be confirmed.

The City Treasurer presented a Statement of several old claims due to the corporation, the same was referred to the Comptroller.

Ordered that the Street Commissioner and attorney of the Board be directed to enquire and report the state of Beekman and Fair streets.

The City Inspector, reported Ordinances for the correction an[d] removal of nuisances, numbered from 1120 to 1180 inclusive. Ordered that the same do pass.

Ordered, that the Mayor issue his Warrants on the Treasurer, to pay,

Benjamin Romaine for earth to be carted into the collect.....	$1000.
Richard Furman superintendant of the alms house for the use of that establishment	$2000.
Nicholas Lawrence, City Watch.....	$178 36/100
William Van Wart Do	178 36/100
[111] Magnus Beekman, City Watch.....	$178 36/100
William Peterson do	$178 36/100
Hugh Gobel Do	$122 36/100
Gad Dumbolton Do	$124 36/100
Abraham Stagg for carting dirt to collect.....	$326 21/100
Samuel B Waldron for working public roads.....	$54 31/100
Thomas Hazard for salary of himself & assistant.....	175 6/100
Bartholemew Skaats for salary as messenger, and of his Assistant	$123.

[112] In Common Council, February 28, 1805,

Present, Dewitt Clinton, Esquire Mayor

Wynant Van Zandt, junior,	Esquires Aldermen.	Andrew Morris,	Assistants.
Philip Brasher,		Samuel M Hopkins,	
James Fairlie,		Simon Van Antwerp,	
James Drake,		Abraham Bloodgood,	
Jacob Dela Montagnie,		Jacob Mott,	
Abraham King,		Clarkson Crolius,	
		Joseph Board,	
		Jacob Shute	

Resolved, that an application be made to the Legislature to vest in the Superintendant and purveyor of the Alms House, all the powers of Justices of the peace, or other magistrates, in relation to, and under the act for the settlement and relief of the poor.

Resolved, that the following addition be incorporated in the Bill, explaining and extending the powers of the Common Council, sent to the Legislature.

"And also to regulate the Sinking and Construction [113] of Vaults for Privies, within said City."

Resolved, that the Mayor take measures, if he shall deem it necessary, to procure a detachment of the militia, not exceeding a Captain's Guard, to be stationed on the 29th instant, or at such other time as shall be deemed expedient, in such position near the state prison, as will afford the best defence of the Same, and best support the guard attached to the said Prison.

Resolved, that an advance of Two hundred and Fifty Dollars, be made to the Officers of Police, for the purpose of detecting Offenders.

Monday next, the 4th of March being the day for the Inauguration of the President and Vice President of the United States.

Resolved, that it be recommended to the Owners and masters of Vessels in this Harbour to display their colours during the day, that a national salute be fired at the Battery at noon, that the Bells of the respective Churches in this City be rung for one hour, commencing at noon, and that the Common Council will make provision for payment of the expences, attending the same.

Resolved, that the application to the Legislature made by the Common Council the last year, respecting Docks, Slips, and Wharves, the particulars of which were contained in a Bill then presented, be renewed. And also that [114] the application respecting administration upon Intestates estates, be likewise renewed, and that the Mayor be requested to renew the same.

[115] In Common Council, March 7, 1805,

Present, James Fairlie, Esquire, Deputy Mayor,

Wynant Van Zandt Junior,	Esquires, Aldermen,	Abraham Bloodgood,	Assistants,
Jacob Dela Montagnie,		Clarkson Crolius,	
Philip Brasher,		Jacob Shute	
Mangle Minthorne,		Simon Van Antwerp,	
James Drake,		George J Warner,	
Abraham King,		Jacob Mott,	
George Janeway,		Andrew Morris,	

Alderman Fairlie, produced to the Board a Commission from the Mayor as Deputy Mayor, of the City, with the approbation of his Excellency the Governor, and having taken the Oaths of office, prescribed by Law, took his seat as presiding officer of the Board.

A Petition, of John S Henry, to be employed as auctioneer, was referred to the Comptroller.

A Petition, of James Scott and others, for a well in Beach Street, was referred to the Alderman and Assistant of the fifth ward, [116] and the Street Commissioner;

A Petition, of Stephen Wright and others, to dig out Division Street, from Clinton to Grand Street, and also a Petition to regulate Division Street from Rutgers to Clinton Street, were referred to the Street Commissioner;

A Memorial, of Abraham Cannon for leave to establish a ferry from Grand Street, to Morrells point, was received, and referred to the Ferry Committee.

Resolved, that so much of the ordinance of the Board respecting the paving and regulating of Streets, as requires the assessors to be professional men, be, and the same is hereby rescinded.

Alderman Brasher, moved, that the pay of the watch be increased, to Seventy five Cents, Mr Warner moved the previous question, Alderman Brasher called a division, and the motion for the previous Question, prevailed, as follows, to wit,

Affirmative		Negative,
Alderman Dela Montagnie	Mr Bloodgood,	Alderman, Van Zandt,
Minthorne,	[117] Crolius,	Brasher,
Drake,	Shute,	Mr Van Antwerp,
King	Warner,	Morris,
Janeway,	Mott,	

The Watch Committee, presented a report, containing Alterations of the Watch Districts; Ordered, that the same be confirmed, and that

the Ordinance relative to the City Watch be altered conformably thereto, and pass the Board.

The Ferry Committee, presented a report relative to the conditions which are proper to be adopted in leasing the ferries: Ordered that they report proposals agreeably to the principles thereof, by the next meeting.

A Petition, of Henry Rutgers and others, praying, that measures may be adopted to prevent the evils arising from the too great number of Taverns in the City, Mr Warner moved, to refer the same to a Committee, Mr Mott called the division thereupon, the motion for a reference prevailed as follows, to wit,

Affirmative		Negative	
Alderman, Brasher,	Mr Shute,	Alderman	De la Montagnie,
[118] Drake,	Van Antwerp		Minthorne,
King,	Warner,		Janeway,
	Morris,	Mr	Bloodgood,
			Mott,

The Petition was referred to, Alderman Brasher, Drake and Mr Warner,

The City Inspector, reported Ordinances for the Correction and removal of nuisances, numbered, from 1181, to, 1255, inclusive; Ordered, that the same do pass.

Upon receiving the report of the Street Commissioner, stating, that the Bulk-head at Charlotte Slip, erected by Abraham Hurd is defective: Resolved, that Abraham Van Gelder Junior, be ordered to detain in his hand all the money he has collected upon the assessment for erecting a Bulk-head at Charlotte Slip; and that he render to the Street Commissioner a true statement thereof, as well as what may be uncollected without delay.

[119] Resolved, that the Superintendant of the Alms-house, be directed in future to deposit all advances made to him by this Board, in the Bank of the manhattan Company, and the former resolution on this subject, be rescinded.

Ordered, that the Mayor, issue his Warrants on the Treasurer, to pay,

Issd Warrts		
Nos 1304	Richard Furman Esquire, Superintendant of the alms house, for the use of that establishment.....	$5407 19/100
1305	John H Sickles, Treasurer of Building Committee for the use of the said Committee.....	$2000.
1306	Thomas Riley for repairing Room in the City Hall....	$17.
1307	Proprietor of the Daily advertiser, for printing.....	$50.

Nos	1308	Thomas Hazard, lighting & cleaning City Lamps.....	$295^{96}/_{100}$
	1309	Cornelius Warner, public repairs.....	$1375^{88}/_{100}$
	1310	Caleb S Riggs, Counsel fee.....	$30.
	1311	James Hardie, for services.....	$65.
	1312	James Hardie, for services.....	$30.
	1313	Abraham Stagg, for carting, dirt to Collect.....	$178^{45}/_{100}$

[120] In Common Council. March 11, 1805.

Present, James Fairlie Esquire, Deputy Mayor

Wynant Van Zandt, Junior, Jacob Dela Montagnie, Mangle Minthorne, George Janeway, James Drake, Abraham King, Philip Brasher	Esquires Aldermen	Abraham Bloodgood, Clarkson Crolius, Jacob Shute, George J Warner, Jacob Mott, Simon Van Antwerp, Samuel M Hopkins

Assistants

A Petition of Rufus King, for liberty to project his chimnies in Church Street, was referred to the Alderman and Assistant of the third ward, and Street Commissioner,

A Petition of John McKenzie, Keeper of Potters field, for an increase of salary, was referred to Mr Warner, and the Commissioner of the alms-house.

Isaac Underhill, Israel Underhill, and Daniel Griffin, were appointed Firemen to Company No 25, instead of Peter Pride, William Miller, and John Minor resigned.

[120½] A return, from Captain Dumbolton's Company was referred to the Watch Committee.

An application, of Thurston Wood, to be employed as Auctioneer, was referred to the Comptroller.

A report from the Lamp Committee, stating that it would be proper to employ a discreet and proper person, to take charge of, and give out the public Oil, was received, and confirmed; Ordered, that the Clerk draft an Ordinance agreeably thereto.

A Petition of John Bussing, to be employed as a Street Collector, was referred to the Street Commissioner.

A Petition, of Neil McKinnon for the Office of Inspector of Firewood, was referred to the Committee of Petitions.

A Report, of the Superintendant of Scavengers, stating that frauds are Committed by persons who take away the Street manure without authority, was referred to the Committee on the revision of the Laws.

A Petition, of Abraham Stagg relative to his claims for regulating Streets; was received, and referred to the Street Commissioner.

Ordered, that,
Thomas White,
John Goldes,
Caleb Pell,
Anthony Steenback
Oliver Drake, and
Stephen Ludlam,
be, and they are hereby appointed, Firewardens of the Sixth Ward.

[121] The Petition, of Samuel Beckner for the Office of Measurer, was referred to the Committee of Petitions.

A Petition of John Taylor and others for a drain in Pearl Street, was referred to the Alderman and Assistant of the Second ward and Street Commissioner.

The Committee to whom the aforesaid petition was referred, reported an ordinance agreeably to the prayer thereof, Ordered, that the same do pass the Board, and that George Gosman, John M^cComb Junior, David Heckle, Abraham Russel and Andrew Morrell be appointed assessors for the same.

A Petition of Richard Dick, and John Mason for leave to erect a vault in Park Lane and also a petition from Boston and Perrie to erect a Vault in Hudson Street, were granted under the direction of the Street Commissioner

A Petition of George Codwise Junior, for opening a Street at the East Side of Burling Slip, A Petition of John M^cKesson and others to widen Murray Street, from Greenwich to Church Street, were received, and referred to the Street Commissioner.

A Petition, of Mary Van Breemen for pay for maintaining a bastard child was referred to the Superintendant of the alms-house.

[122] The Street Commissioner, presented a report on the Tunnel; Ordered, that the same be referred to the Committee on that subject, and that M^r Warner be added to the said Committee.

Ordered, that the Inspector be directed to have maps of the City put on rollers, for the use of the members, and such Officers of the Board, as ought to have the same.

The City Inspector, reported Ordinances for the correction and removal of nuisances, numbered, from 1256, to, 1395, inclusive; Ordered, that the same do pass.

The City Inspector, also reported that it would be proper, to direct the Street Commissioner, and himself to survey Water Street and Front Street, between the old Slip, and the Coffee-house Slip, where buildings were destroyed by the late fire, with a view to ascertain,

whether any improvements can be made in the Streets. Ordered that the aforesaid report be confirmed, and that the Street Commissioner, and City Inspector be directed accordingly.

The Street Commissioner, reported an Ordinance for making the side walks in the Bowery, between Bullock and Art Streets; Ordered, that the same do pass; and that Thurston Wood, James Farquhar, Robert Williams, James Gilmore, and Henry Brevoort, be appointed assessors for the same.

[123] The Street Commissioner, to whom was referred the Petition of William Provost, praying, to be exempted from paying his assessment for the drain in Oak Street, reported against the granting the prayer of the said Petition. Ordered, that the said report be confirmed, and the prayer of the said petition, rejected accordingly.

The Street Commissioner, reported Ordinances to make assessments for the intersections of James Slip, and East Rutgers Street; Ordered, that the same do pass, and that William Johnson, Benjamin Thurston, Thomas Timpson, Christopher Halstead, and Jasper Ward, be appointed assessors for the same.

The Street Commissioner, reported, that he has received from Mr Van Gelder, a statement of the money due in Charlotte Slip; that there is uncollected $1767,\frac{14}{100}$; and that $714, remain unpaid to Mr Hurd; that notice has been given to Charles Dickenson, to secure the Bulk-head, but that he refuses; stating, that as no written contract was made with Mr Hurd, he cannot be compelled to furnish the work; Resolved, that the Street Commissioner, be authorized to contract for securing the Bulk-head at Charlotte Slip, by piles and timbers, in such manner as [124] he may think the Best, and that the expence thereof be paid out of the money to be collected upon an Assessment for filling the said Slip.

The Street Commissioner, reported Ordinances for regulating and paving Norfolk Street from Division to Grand Street; Essex Street from Division to Grand Street—Fourth Street from Pump Street to Grand Street, and Hester Street from Second Street, to Division Street: Ordered, that the same do pass; and that John Youle, Whitehead Hicks, William Hunter, William Johnson, and Elbert Anderson, be appointed assessors for the same.

An application from Robert Valentine, and Walter Allen to Lease Lots in Magazine Street, was referred to the Comptroller.

The Ferry Committee, reported the following Conditions and Proposals, for leasing the Ferries, to wit,

Ferries, to be leased, for three Years.

Conditions,

From the Fly-market, to Brooklyn, are to be employed—five Horse-Boats, and Six rowboats, each to be manned with two sober, honest and skillful watermen; and to be kept in good repair, and always kept furnished with good and sufficient sails, oars and other proper tackle and implements.

The Boats to be of the same size and construction [125] with those at present used; which are to be taken and paid for by the Lessee, in the following manner, Viz; The Boats and furniture are to be valued by two indifferent and disinterested men, one of whom shall be chosen by the Corporation, and the other by the Lessee, and if they shall not agree, a third shall be chosen by them each nominating one, and the choice to be made by Lot.

After such valuation the Lessee is to pay one third thereof in Cash, and the remaining two thirds in six and twelve months, with Interest; to be secured in such manner, as the Corporation shall approve.

After the expiration of the lease, the Boats to be again valued in like manner, and paid for by the Corporation.

From Catharine Slip, to Brooklyn, are to be employed; five Horse boats, and three row boats; and in all other respects, the like conditions as above.

Hoboken & Weahawk, Ferries, The like number of Boats, and of the same construction, and manned in the same manner as at present.

From the first day of December to the first day of March in each year, there may be kept at the two Brooklyn Ferries, one horse Boat, and one row boat less, if said Ferries [126] can be well supplied without them.

Proposals, will be received for Leasing each of the aforesaid Ferries, in pursuance of the aforesaid conditions, for the term of three years to commence on the first day of May next; which said proposals are directed to be under seal, and left at the Comptrollers office until one o'Clock on the first monday in April next.

Sufficient sureties to be given for the performance of the conditions of the Lease.

Notice; All persons concerned in ferrying from New Weahawk, Bulls Ferry, Fort Lee and Staten Island, the one at Elizabeth Town point, & Elizabeth Town to this City, are without delay, to enter into such arrangements with the Comptroller, as may be just, for regularly exercising the right of Ferriage at any of the said places. Ordered, that the same be confirmed, and Published.

Whereas, the property belonging to this Board in Magazine Street, is of a very irregular Shape; Resolved, that the Comptroller be authorized to consult with the proprietors of the adjoining ground, and report, on what terms of mutual concession, between the Corporation and the said proprietors, the aforesaid Lots may be brought into a more convenient form, for the purposes of improvement.

[127] Resolved, that Andrew Morris be requested to prosecute John Thornton, for the benefit of this Board, for the sum of $419, or so much thereof as is now due, for money advanced by him on the fifth of February for furnishing donations for the poor.

Ordered, that the Mayor issue his Warrants on the Treasurer, to pay,

Issd Warrts Nos			
1314	Nicholas Lawrence—City Watch		$178 36/100
1315	William Van Wart	Do	178 36/100
1316,	Magnus Beekman	Do	178 36/100
1317,	William Peterson	Do	178 36/100
1318,	Hugh Gobel	Do	119 56/100
1319	Gad Dumbolton	Do	124 46/100
1320,	Jacob Barker, for oil		1230 47/100
1321,	Benjamin Romaine to pay account for celebrating the 4th of March		$50 37/100

[128] In Common Council, March 13, 1805,

Present, James Fairlie, Esquire, Deputy Mayor,

Philip Brasher, James Drake, George Janeway, Abraham King, Mangle Minthorne, Jacob Dela Montagnie, } Esquires, Aldermen.

Abraham Bloodgood, Simon Van Antwerp, Joseph Board, Samuel M Hopkins, Jacob Shute, Clarkson Crolius, George J Warner, } Assistants

Resolved, that a Committee of 3 be appointed to report as early as possible the Terms and Conditions upon which such public property, the Lease of which will expire on the first of May next, shall be sold at public Vendue.

Alderman, Dela Montagnie, Mr Hopkins, and Mr Warner } were appointed the said Committee

Mr Hopkins, moved the following resolution, to wit,

Resolved, that all prosecutions for penalties incurred for any breach of the 30th Section of the [129] act for the relief and settle-

ment of the Poor, be carried on under the direction of the Attorney of this Board, and that no prosecution be commenced, except in cases in which in his discretion he shall conceive, that the public Interest has suffered, or is likely to suffer from the Offence in Question." Mr Bloodgood moved the postponement until the next meeting; Mr Hopkins moved a division upon the question; the same was postponed accordingly, as follows,

Affirmative,	Negative,
Alderman, Drake,	Alderman, Brasher,
Janeway,	King,
Dela Montagnie,	Mr Hopkins,
Bloodgood,	Shute,
Van Antwerp,	Warner,
Crolius,	

[130] In Common Council, March 18, 1805,

Present, James Fairlie Esquire, Deputy Mayor,

Jacob Dela Montagnie, James Drake, Abraham King, George Janeway, Wynant Van Zandt Junr	Esquires Aldermen	Jacob Mott, Abraham Bloodgood Jacob Shute, Simon Van Antwerp Joseph Board, George J Warner, Samuel M Hopkins, Clarkson Crolius, — Assistants

An application of Rufus King in behalf of the Academy of Arts, for liberty to deposit Statues belonging to the Society, in a vacant place in the City Hall, was received, and granted.

A Petition, of Isaac Varian, for a Butchers stand, was referred to the Market Committee.

The Treasurer, presented an Account of the tax monies, which have been paid into the Treasury, and the balances which remain due in the respective wards.

[131] A Complaint of several of the Watch against Captain Dumbolton, was received, and referred to same Committee, to whom a former complaint against him, was referred.

Upon receiving the report of the Market Committee; Ordered, that Stand No. 30, Fly-Market, be granted to Robert Tier; that a Stand in Hudsons market be granted to Isaac Varian; and that Joseph Graham, and Lawrence Fink have stands in the Vesey Street market.

A Petition, of Cornelius J Bogert and William Rhinelander against widening Grand Street; A Petition of Oliver Jaques and others, to pave Vesey Street; and a Petition of Thurston Wood and others to

regulate Broadway, between Prince and Bleecker Street; and a Petition of John McComb for compensation for Paving Murray and Beaver Streets, were received, and referred to the Street Commissioner.

An application was received from David Dunham, to erect a vault in Pearl Street, and granted under the direction of the Street Commissioner.

A Petition of John Lawrence to purchase a gore of ground, between his property and Elm Street, and that the said [132] gore may be regulated, was referred to the Comptroller, and Street Commissioner.

The Committee, upon the subject of the Tunnel, presented their report in favor of an open Canal, to pass through a Street of 100 feet in breadth: Resolved, that a Street of 100 feet in Breadth be accordingly laid out; that the Street Commissioner be authorized to receive Cessions for that purpose, from the proprietors who are willing to cede, and that legal measures be taken to procure any deficiency of Ground which may be necessary for that purpose; and that a Canal of feet in breadth, and feet in depth be constructed of Brick or stone, under the direction of the Street Commissioner.

Jacob Day, House Carpenter, of Chamber Street, and John McGrath, House Carpenter in Warren [Street], were appointed Firemen to Company No: 3 instead of John L. Van Kleeck and James Bell who are made Firewardens.

The Committee, to whom was referred, the Petition of Adolp Degrove, on the repeal of the Chimney Law; reported on that Subject; Ordered, that the consideration thereof be postponed.

Mr Hopkins, renewed his motion made at the last meeting, relative to prosecutions, under the 30th Section of the act, for the relief and settlement [133] of the poor; Alderman Dela Montagnie moved, that the same be postponed; Mr Hopkins called a division; and the question for a postponement, was carried, as follows, to wit,

Affirmative,

Alderman Dela Montagnie,	Mr Shute,
Drake,	Van Antwerp,
King,	Board,
Janeway	Warner,
Mr Mott,	Crolius
Bloodgood,	

Negative,

Alderman Van Zandt,	Mr Hopkins,

The Inspector, reported Ordinances for the correction, and removal of nuisances, Numbered from No: 1397, to No: 1467, inclusive; Ordered, that the same do pass.

Upon receiving the report of the Watch Committee: ordered, that Joseph Petit be appointed a Watchman of Captain Lawrence's Company, instead of Barney Wood resigned; that Peter M^cEvers be appointed a Substitute of the said Company, instead of Joseph Petit; and that William Peters be appointed [134] a Substitute of the Said Company, instead of Stephen Callow resigned.

The Committee, to whom was referred the Complaint against Hugh Gobel, reported, that they have examined the same, and find no just cause of complaint against him; Ordered that the same be confirmed.

The Petition, of John Chapman for an Office, was referred to the Committee on petitions for Offices.

The Committee to whom was referred the Petition of Rufus King, praying, liberty to project his chimnies into church Street, reported against the prayer thereof; Ordered, that such report be confirmed, and that the prayer of the said Petition be not granted.

The Committee, to whom was referred the Petition of James Scott and others, for a Well in Beach Street, reported that it would be proper to sink one, at the corner of Staple Street.

Ordered, that the said report, be confirmed, and permission granted to sink a Well upon the usual terms.

The following report was received from the Street Commissioner, to wit,

The Street Commissioner, to whom was referred the petition of George Codwise Jun^r has the honor to report,

That the Corporation granted a Water [135] Lot to the petitioner on condition that he built a Wharf along Burling Slip, and paid three thousand dollars, which sum was to be divided between Mess^r Riker an[d] Remsen, as a compromise for their possession of a piece of ground at the head of the said Slip, where *as* Smith's shop is erected; Mess^r Riker and Remsen refusing to receive the said sum in full of their claim, a suit was brought by the Common Council against the tenant in possession. The Declaration was served the 25^th^ April, 1803, and Judgment entered for the defendants in February term 1805.

M^r Codwise has complied with the condition of his grant, by docking out said Slip; but the aforesaid shop prevents the Inhabitants and the Corporation from reaping the advantages of that regulation; unless they pass through M^r Codwise's private property to get to the

end of the wharf, He wishes to build upon his ground, but is willing to accomodate the Public with a communication to the wharf until the street can be opened by legal measures, provided it is attended to without delay

The Street Commissioner having viewed the premises and investigated the subject, is decidedly of opinion, that measures should be pursued by the Board to open the Street, and that a precept ought to be prepared for [136] that purpose in order to avail the Corporation of the earliest Mayors Court to carry this measure into effect, particularly, as a delay deprives an individual of the annual Sum of Two hundred dollars, which he can receive for the use of the Ground, after the street is opened.

All which is respectfully Submitted,

The Court Office
March 18. 1805,

John S Hunn
St Comr

Ordered, that the said report be confirmed, and measures taken to open the said Street accordingly.

[137] In Common Council, March 21, 1805.

Present, Maturin Livingston Esqr Recorder

James Drake,		Jacob Shute,	
Jacob Dela Montagnie,		Jacob Mott,	
James Fairlie,	Esquires	Joseph Board,	Assistants
Abraham King,	Aldermen	Clarkson Crolius,	
Mangle Minthorne,		Simon Van Antwerp,	
George Janeway,		Samuel W Hopkins,	

A Petition of George Rogers and others, stating, that they are not able to come into the Fly Market Slip with their fishing smacks on account of its being obstructed by vessels, was referred to the Market Committee.

The Street Commissioner, to whom was referred the Petition of Thomas Whytelaw, praying, to be paid for the intersections of Streets, reported, against the prayer of the petition: Ordered, that the said report be confirmed, and the said petition rejected accordingly.

The Street Commissioner, to whom was referred the application of William Henderson, [138] to shute up Catherine Alley reported, that the object of such application would be desirable, but that the Corporation does not possess authority for that purpose, and that it would be proper to apply to the Legislature for power in such cases: Ordered, that the consideration of the said report be postponed.

An Application of Henry Post Junior, to lease a Lot at Brooklyn, was referred to the Comptroller.

A Petition of Lewis Moore, respecting his former application, was referred to the Alderman and Assistant of the second ward, and Street Commissioner.

A petition of Benjamin Romaine and others, to regulate Church Street, was referred to the Street Commissioner.

Upon receiving the report of the Comptroller; Ordered, that Oliver Hicks, have leave to assign his Interest in the lease of Ground at Brooklyn, belonging to the Corporation, to Charles Hewlitt.

Ordered, that the Mayor issue his Warrants on the Treasurer, to pay,

Issd Warrants		
Nos 1323	John Jackson, for oil	$1578 57/100
1324	William Bryar for lost Fire Buckets	4.
1325	John Storry Do	8.
1326	Peter D Tincot, making curtains	140 1/2/100
1327	David King, for Sundries	26 7/8/100
[139] 1328,	Joseph F Mangin, for surveying	73.
1329,	Bartholomew Skaats ringing bells on 4, March	10 50/100
1330,	Commercial Advertiser for advertising	9 86/100
1331	Proprietor of Morning Chronicle, Do	75.

[140] In Common Council, March 25, 1805,

Present, Dewitt Clinton, Esquire, Mayor,

Wynant Van Zandt Junr, Philip Brasher, Mangle Minthorne, Jacob Dela Montagnie, James Drake, Abraham King, Esquires, Aldermen,

Abraham Bloodgood, Jacob Shute, Simon Van Antwerp, Jacob Mott, Clarkson Crolius, Joseph Board, George J Warner, Assistants,

A Petition, of Thomas Stagg Junior, for piers to be erected between Peck Slip, and Dover Street, was referred to the Street Commissioner, and Comptroller.

A Petition, of John Gaughen for remission of a fine for not complying with the Law relative to public Wharves, was referred to the Attorney of the Board,

An application of Waters Furman for the sum of $19, 7 1/100, assessed upon the Lots No: 193, & 192, in Elizabeth Street, which are vacant, and of which the owner cannot be found, was received: Ordered, [141] that a Warrant issue to him for that sum, and that the same be a lien on the said Lots, according to Law.

A Petition of William Sloan for an office, was referred to the Committee on petitions for Offices.

David Bryson Currier of No: 48 Frankford Street, was appointed a Fireman of Company No: 12, in the stead of John Van Norden resigned.

The Petition of Richard Nixon for the office of Measurer, and of William Hardy, for an Office, were referred to the Committee on Petitions for Offices.

Permission was given to Thomas Stagg Junior, to erect a vault in Broadway, between Anthony, and Leonard Street, under the direction of the Street Commissioner.

A Petition of Cornelius Dubois and others for the regulation of Orchard Street, was referred to the Recorder, Alderman Minthorne, Mr Mott, Mr Shute and the Street Commissioner.

An application of John Bartine to be paid for two lost fire buckets, was referred to the Comptroller.

A Petition of Hugh Montgomery to be appointed Collector of Street Assessments, was referred to the Street Commissioner.

[142] An application of Thomas Ivers, respecting his property in Scammel Street, was referred to Mr Mott, Shute, and Crolius.

The Mayor,
Recorder
Alderman Van Zandt,
Brasher,
Fairlie,
Drake,
Dela Montagnie,

} Were appointed a Board of Health under the late act of the Legislature upon that Subject.

Returns, from Captains Beekmans, Van Warts, Gobels, and Lawrences, Watch Companies, were referred to the Watch Committee.

The Opinion of Colonel Troup, was laid before the Board, pointing out the means of vindicating the jurisdictional rights of this City; and the Mayor informed the Board that such opinion had been shewn to their Counsel Mr Harrison, and was concurred in by him, and that the following correspondence had taken place, between him, and the Attorney general, on the subject, to wit,

Albany 15th, March 1805,

Sir,

As, The Corporation of the City of New York may probably wish to try their Jurisdictional right, by bringing an information of intrusion against the persons who have erected Wharves at Powles Hook; and as this cannot be done. [143] without your assent, I will thank you to inform me, whether it comports with your views of the subject, to grant it.

Albany March 16th 1805,

Sir,

I received your Note of the 15th instant, and have considered its contents; as far as depends on me, I have no objection that the Corporation of New York cause to be commenced an Information of intrusion, in order to try the question; at the same time it must be understood, that this assent is given upon condition that the Corporation engage to pay all expences that may arise in the prosecution—I shall also at any Stage of the cause, view it, as under my controul, and give such directions as may be deemed expedient.

I am with great regard

Hon[b] Dewitt Clinton, Your

Mayor, John Woodworth,

Therefore, Resolved, that the Counsel of the Board be requested, forthwith to bring, or cause to be brought, one or more informations of intrusions, in pursuance of the above arrangement, and that this board will provide for the expences thereof.

Ordered, that the Attorney of the Board, be authorized to treat for the value of [144] the Blacksmiths shop, and ground appertaining thereto, which are necessary to be taken to regulate, and open the street leading from Front to South Street, on the easterly side of Burling Slip, and to make report thereon to this Board;

The Attorney of the Board, to whom was referred the petition of Frederick De Peyster, for remission of a fine for not clearing the snow from before his Lot, reported favorably to the said Petition; upon considering the said report, it was Ordered, that the prayer of such petition, be not granted.

Resolved, that the Street Commissioner, be requested at the expence of the applicants for a new ferry, from Grand Street to Bushwick, to direct a survey to be made for the purpose of ascertaining the distances across the river, the course of the tides, and eddies, and the situation of points and reefs, in order to enable the Board to determine with accuracy, which is the most proper place for a Ferry, across the East river, from Corlaers hook.

A Law, for more effectually to regulate the paving, and keeping in repair the several Streets, in this City, and for other purposes therein mentioned, passed the Board.

Upon receiving the report of the Committee, to whom was referred the petition of [145] Frederick Devoe and others, relative to auctioneers retailing dry goods in the Street; and also the Petition of

several of the Constables and Marshalls, relative to the amendment of the ordinance for regulating sales at Auction; it was Ordered, that all that part of the third Section of the said Ordinance, from the words, Household furniture of every description* be, to the end thereof, stricken out; And, that the Sheriff, and his deputies, Constables, Marshals, and other Officers, be hereafter permitted to sell goods taken on Execution, at the Horse market, near the new Watch house, at the Exchange market, at the house of Burgois, in Greenwich Street, near Vesey Street, at the corner of the Park, near Saint Pauls church, and at no other place, Excepting, nevertheless, that they be respectively permitted to sell Lumber, which may be taken in Execution, at, or near the place, where the same shall be seized; and that the Committee on the Revision of the Laws be instructed to add a clause to this effect to the Ordinance, regulating sales at auction

A Law, for the appointment of a Superintendant of the City Lamps passed the Board.

Ordered that John Quackenboss and Christian Nestell, be, and they are [146] hereby appointed, Inspectors of Bread; and Alderman Drake, Janeway, and De la Montagnie be a Committee to assign to them their respective districts.

Ordered, that Daniel Davenport, have the stand in Hudson Market, lately occupied by his Brother, George Davenport, deceased.

Ordered, that,

Alderman Janeway,
Mr Crolius,
Mr Warner,
The Street Commissioner,
and Inspector,

} be a Committee to examine the situation of the Collect; for the purpose of removing nuisances occasioned thereby.

The City Inspector, reported Ordinances for the correction, and removal of nuisances, numbered, from 1468, to, 1555, inclusive; Ordered, that the same do pass.

Resolved, that the exterior walk round the Battery, be raised, at least, Six Inches above the present heighth, and the whole covered with gravel; and that the remainder of the Timber, and materials of which the batteries were constructed, be removed—and that the Superintendant of repairs carry the same into effect.

Ordered, that the Street Commissioner report the situation of Rhinelander's bason, and the Fly Market Slip.

[147] It having, been intimated to the Board, that several persons

* Marginal note reads *Vide Printed Laws Ch. 34. 160.*—ED.

have lately undertaken to construct wharves within the bounds of this City below High Water mark on the west side of Hudson's River, without any authority from the Legislature of this State, or from the Common Council, all persons concerned in such undertakings, are therefore required to desist from the same at their peril, as legal measures will be taken to assert the Jurisdictional rights of this City.

Upon receiving the petition of William Harley, a disabled ferryman: Ordered, that his wages be continued until the first day of May next.

Ordered that the Mayor issue his Warrants on the Treasurer, to pay,

Issd Warrants Nos			
1332,	Nicholas Lawrence, for City Watch	.....	$178 36/100
1333,	William Van Whart,	Do	178 36/100
1334,	Magnus Beekman,	Do	178 36/100
1335,	William Peterson,	Do	178 36/100
1336,	Hugh Gobel,	Do	119 56/100
1337,	Gad Dumbolton	Do	119 56/100
1338,	Peter Cauth for a bucket for mud scow	.....	213.
1339,	John H Sickles, for Building Committee	.....	3000.
1340,	Clarkson Crolius Esqr for Committee of repairs	.....	500.

[148] In Common Council. April 1. 1805

Present, Dewitt Clinton, Esquire, Mayor,
Maturin Livingston Esquire, Recorder,

Philip Brasher,
Mangle Minthorne,
Jacob Dela Montagnie,
George Janeway,
Abraham King,
James Fairlie,
} Esquires Aldermen.

Andrew Morris,
Jacob Shute,
Simon Van Antwerp,
Jacob Mott,
Abraham Bloodgood,
Clarkson Crolius,
George J Warner.
} Assistants,

A Petition, of the inhabitants of Whitehall Slip complaining of a Lot in a state of nuisance, was received, and referred to the Alderman and assistant of the first ward and Street Commissioner.

A Petition of Abraham Shoemaker for liberty to conduct the Water of the late Tea Water Pump into Orange Street, was referred to the Alderman and Assistant of the sixth ward, and the Street Commissioner.

A petition of Isaac Keeler for an Office, was referred to the Committee on petitions for Offices.

[149] Petitions of Robert H Sickles and John Murphy for the Office of Superintendant of Lamps were received and the Board proceeded

to a ballot, and Robert H Sickles having the greatest number of votes was accordingly appointed to the said office.

Enos Tompkins was appointed an Inspector of Wood within the district of William Crum instead of Thomas Hunt resigned.

David M Clarkson was permitted to erect a vault in front of his house in Courtland Street, under direction of the Street Commissioner.

A communication having been received from Mr Harison the Counsel of the Board requesting information against what persons it will be proper to file informations for intrusions at Paulus hook; Ordered, that it be referred to the Comptroller to ascertain the names of such intruders and furnish the same to the counsel of the Board.

Resolved that the Society for the relief of poor widows with small children be allowed to deposit into the Alms house yard 244 loads of good Oak wood charged to the said Society in the account rendered by the Superintendant of the Alms-house in full discharge of the said account.

A return from Captain Van Warts company was referred to the Watch Committee.

On receiving the report of the Watch Committee; Ordered that William Dennis, Lewis Osborn and Isaac Pangbain, be appointed Watchmen [150] and Thomas Rich, Thomas Brand, Peter Davison, Thomas W Ronalds, Cornelius Ludlum, and James Dennis be appointed Substitutes to Captain Beekmans Company, and that Abraham Day, Alexander Black, William Harbert, and George Fash, be appointed Watchmen, and Gashom Mills, William Thomson, John I Smith, Thomas Wyant George Bell, John Van Gelder, James Cregier, and Isaac Brown, be appointed substitutes to Captain Lawrences Company, and that Henry Storms, James Huxley, Elijah Sherwood Nathan Allen, Thomas Brown, and Charles McPherson be appointed watchmen, and Francis Coleagrove Samuel Helms, and Samuel Hopping be appointed substitutes to Captain Van Warts company, and that James Heburn, Isaac Badgely, George Durand, Davis Pullis, John Ferris, and John Day be appointed Watchmen, and Richard Davis, Cornelius Demarest, James Kent junior, Thomas Wittle, John Brown, Jacob Crum, Henry Voorhis, John Ayers, John R Quackenbos, and George McCammon be appointed Substitutes to Captain Gobels Company; and that James Bunell, Samuel Duan, Thomas Rilley, Joseph Brooks, Peter Fenton and Frederick Van Putter be appointed Watchmen, and John Kelley, Abraham Verbryck, Frederick Storms,

Edward Mariner, and Peter Fenton junior, be appointed Substitutes to Captain Dumboltons Company.

A Petition, of George Warner, and others for the improvement of the middle road, was referred to the Street Commissioner.

[151] Applications were received to lease the several ferries; Ordered that the same be referred to the Ferry Committee to report thereon.

Upon receiving the report of the Street Commissioner, relative to Fourth Street: Ordered that the Ordinance for regulating the said street be repealed and that the Street Commissioner report two seperate ordinances for that purpose.

The following report was received from the Street Commissioner, to wit,

The Street Commissioner to whom was referred the Petition of Abraham Stagg, praying, to be relieved from his present embarrassments. and the Petition of William Dustan, relative to the balances *do* [due] on the assessments of Thompson Street and Broadway. has the honor to report,

That every thing has been done, by the Corporation and the Street Commissioner, besides advancing the money, to enable Mr Stagg to obtain the balance due him on the several contracts mentioned in his petition. and that if the Board do not feel inclined to make any advances to him, he must wait the collection upon the assessments, and,

That there is, in the opinion of the Street Commissioner but one method left to report upon the petition of Mr Dustan, which is for the Corporation to order a Warrant to be issued in his favor for the sum of Two hundred and twenty Dollars and twenty four Cents, agreeably to the Statement [152] in his petition. The Street Commissioner hopes this warrant will be ordered, as the money is to be paid to Mr Stagg, or the major part of it & will be a lien upon the lots

All which is respectfully Submitted,

Street Commr office
March 25 1805

John S Hunn
Street Commr

*

Ordered, that the said report be confirmed, and that a Warrant issue in favor of Mr Dustan accordingly.

The Street Commissioner reported upon the petition of Abijah Arden; Ordered, that the said report be referred to Alderman Brasher and Janeway.

* Marginal note reads *Lien $.220.24 Warrt No 1347.*—Ed.

Resolved, that the Street Commissioner be directed to cause Montgomery Street, from Water Street, to the East river to be opened immediately, and cleared to a proper width.

Upon receiving the report of the Street Commissioner; Ordered, that an Ordinance pass for regulating and paving Church Street between Anthony and Leonard Street; and that Anthony Steenback, Simeon Romaine, Seba Brinckerhoff, James Riker, and William Dustan be appointed assessors for the same.

The following report was received from the Street Commissioner, to wit,

The Street Commissioner in examining the minutes of the Common Council, find that a resolution passed the Board on the 12th day of May 1803, in the words following;

Resolved, that the Street Commissioner whenever [153] "he shall "have the offer of any dirt for filling in the Collect, and can obtain the "same for a sum not exceeding five cents for a cart load, be and he "is hereby authorized to purchase the same, and when received in the "proper place to certify the same to the Comptroller who is hereby "authorized to pay the same on the part of this Board."

Large quantities of earth conveniently situated to the Collect have been offered to the Street Commissioner, which he has refused because he did not Know whether he had authority to contract for it. He now has the offer of several thousand loads, if taken away immediately; and wishes to Know whether he can act by virtue of the above mentioned resolution, whether the board (if they have rescinded) will now revive it; or enter into some other of a similar import.

All which is respectfully submitted,

Street Commissioners Office
March 25th 1805

John S Hunn
Street Commissioner

Ordered that the resolution referred to in the said report, be revived.

The City Inspector reported Ordinances for the correction and removal of nuisances from No 1556 to 1687 inclusive; Ordered, that the same do pass.

Upon receiving the report of the Street Commissioner: It was Ordered that a new Ordinance pass for assessing the property taken to continue Cherry Street; and that George Stanton, George Gosman, John H Sickles, Benjamin Egbert [154] and Benjamin Thurston, be appointed Assessors, and Hugh Montgomery Collector.

The Committee to whom it was referred to examine into the state of the collect, reported, the same to be filled with the bodies of dead animals, and dangerous to the health of the Citizens in its vicinity; Ordered, that it be referred to the Superintendant of Scavengers to cause the carcasses of dead animals and other substances liable to putrefaction to be removed and buried; and that the Street Commissioner cause Tunnels or sewers to be made and pass through the dam to carry off the water; and that he cause the head of the collect to be filled in with good and wholesome Earth.

The following report was received from the Street Commissioner, to wit,

The Street Commr has the honor to enclose a Report and letter from the late Comptroller relative to Mr Clarks ground near Leonard Street, and the Contract and Bond executed by Mr Crum to remove the earth into the Collect. It becomes necessary to lay these papers before the board, as some of the gentlemen of the Common Council have started an objection to filling in Mr Clarks ground, as mentioned in the contract.

The Street Commissioner explained this business by his first communication to the Board on the subject, & they authorized him to contract for the earth accordingly; He has, since he recd the letter from Mr Strong, conversed with him on the subject, and he [155] finds that Mr Strong has had no other impression on his mind, than that the Corporation were to level Mr Clarks lot for the surplus earth, as he conceived it a Bargain to get it on those terms.

The Street Commr has to remark, that he has obtained this contract for so small a sum as 275 Dollars, a sum much below a fair price, & considerably less than earth can be procured from other places, and that, if his engagement with Mr Crum is objected to, he will loose this earth as well as be subject to damages for a non compliance with his contract for removing it. He therefore believes the Board will find it their interest to suffer the business to go on, upon the terms he has entered into with Mr Crum.

All which is respectfully submitted

Street Commr Office
March 29th 1805

John S Hunn Street Commr

Ordered, that the same be confirmed,

Ordered, that the Mayor issue his Warrant on the Treasurer to pay,

Issd Warrts		
Nos 1342,	James Hardy for services	$62^{59}/_{100}$
1343,	John Hardy for services	30.
1344	John Pintard a quarters salary as City Inspector	$312^{50}/_{100}$
1345	Richard Harison Esqr 6 months salary as Counsel of the Board	$250.
1346	Thomas Hazard lighting & cleaning City Lamps	$300^{54}/_{100}$
1347	Wm Dustan pursuant to resolution of this Day	$220^{24}/_{100}$
1348	Latham Bunker for Oil	$2304^{49}/_{100}$
1349	Simeon Schermerhorn for Cordage	$10^{93}/_{100}$
1350	Jacob Smith for repairing Engines	$61^{78}/_{100}$

[156] In Common Council, April 8, 1805

Present Dewitt Clinton Esquire, Mayor.
Maturin Livingston Esqr Recorder.

Philip Brasher James Drake, Abraham King, George Janeway, Mangle Minthorne, Jacob Dela Montagnie, James Fairlie.	Esquires Aldermen.	Simon Van Antwerp, Abraham Bloodgood, Andrew Morris, Clarkson Crolius, George J Warner, Jacob Shute, Jacob Mott, Samuel M Hopkins, Joseph Board,

Assistants

Leonard Seaman was appointed an Inspector of Election in the 6th Ward, instead of Stephen Ludlam.

The Board proceeded to consider the report of the Committee, relative to leasing the property of the Corporation, which said report follows in these words, to wit,

The Committee to whom was referred the resolution of the Board, ordering a conference with Henry Titus and others on the subject of the Leases [157] which expire on the first day of May next, on the Corporation ground; & also the best method of leasing the said Grounds, after the first day of May aforesaid Respectfully, Report,

1st That, the Leases on thirteen Lots expire on the first day of May next. Viz: No: 14, 15 & 16 Chatham Street, No: 120, 121, & 122, Pearl Street, No: 107, & 125 William Street; No: 17 & 18 Colden Street; No 4 Peck Slip; & No 128, 129 William Street.

2nd That it would be important to the improvement of the City as well as the means of increasing the future value of the City Lots belonging to the Corporation to make it a condition in all Leases (as

general as circumstances will permit) to erect Brick buildings with tiled or Slated Roofs, and proper partition Walls in said Lots.

3d That to encourage persons to take Leases as aforesaid, the Corporation should agree to grant a renewal of such Leases at the end of every twenty one years; when the rent shall be fixed for the subsequent & like term; and so on; unless at the end of any term the Corporation should want the property for their own use: In such case the buildings shall be paid for at a fair valuation, made by sworn and disenterested appraisers reciprocally chosen; and the same mode to be pursued in determining the ground rent for any subsequent term. It ought to be expressly stipulated that all buildings be erected on the [158] correct lines of the bounderies of each Lot, and at least to be two stories in height, and not less than 22 feet in front, unless otherwise specially granted by the Corporation.

4th If it should so happen that no buildings shall have been erected on such Lots as aforesaid, at the expiration of Twelve years, no valuation shall be made of such temporary buildings as may remain, but the same shall be removed within ten days thereafter.

5th That all vacant Lots belonging to the Corporation should in future be leased at auction for the term of 21 years, subject to such conditions of improvement, and future renewal of the leases as the Corporation may please to direct, having a view to the local position of such Lots.

6th With respect to those Lots where leases terminate and upon which buildings have been erected, and the tenants established in business thereon, it appears reasonable and also consistent with the best interest of the Corporation, that where leases terminate, and there are buildings of any considerable value on the Lots, it might be best to make a private contract, as the value of improved Lots can be ascertained sufficiently correct, at least that, the present occupants should have an offer of the premises at a certain price, determined by the Board; if they refused, then it would be proper to expose the same at auction. It is however to be apprehended that, in some situations the Corporation would not obtain a reasonable rent, if the leases were exposed at auction, with the obligation to pay the valuation of the buildings.

7th [159] That where leases are granted conformable to the 2d & 3d sections of this report, the Lessee shall be prohibited from erecting any new temporary building; or make any such improvements, except ordinary repairs.

8th It will be perceived by inspection on the Map, that the three

Lots possessed by Henry Titus may with convenience be made into four. This alteration is recommended, as those are very valuable.

9th In Order to the further improvement of the City, such persons as hold long leases on the Corporation Lots, may have the privileges granted to them of a valuation of their improvements at the termination of their Leases by engaging to comply with the terms contained in this Report. Your Committee proceed to recommend respecting the leases which expire the 1st of May next

1st That, Lot No 4 Peck Slip, be rented to Isaac Cock, the present holder; and possessor of No 5 adjoining until the end of his lease on said No 5, on the same conditions a[s] Devoe pays for the adjoining Lot.

2nd That Henry Titus be offered the ground in his possession on the conditions contained in this report, and paying the yearly rent of 1000 Dollars.

3d That Lot No 25 William Street possessed by Leonard Fisher, and partly built upon, be granted him on condition that he comply as aforesaid; and erect his building of which the foundation is now laid; in the manner prescribed by this report, at the yearly rent of 100 Dollars.

4th That Lot No 107 William Street possessed by the Widow [160] Blaw, be granted her (as above) at the yearly rent of 100 Dollars.

5th That Lots No 14 & 15 Chatham Street, be granted to those who have the present lease, (as above) at the yearly rent of 200 Dollars, for each Lot;

6th That Lot No 16, Corner of Chatham & Colden Streets, and possessed by the Widow Day, be granted her (as above) at the yearly rent of 225 Dollars.

7th That Lot No 17 Colden Street, (being vacant) be advertised, and the lease (as above) exposed of at auction; and

8th That Lot No 18 adjoining, and possessed by Patrick McKay be regulated in the ground rent, by the sum which said No 17 shall obtain at auction.

9th That Lots No 128 & 129 William Street, originally leased to Wm Lowands & Stephen Steal, be let them or those who now hold the Leases (as above) at the yearly rent of 100 Dollars.

Your Committee have endeavoured to reconcile 3 important Interests which presented themselves, in aforegoing report, Viz: The Interests of the City generally in having substantial buildings erected, The Interests of the Corporation in point of revenue, and the Desires of

the present Tennants on the Corporate Estate, who are established in business on the same.

All which is respectfully Submitted

7th March 1805. Jas Drake Chairman

Mr Hopkins moved that the said property should be leased for the term of 40 years, and called a division [161] thereupon, which was negatived as follows to wit.

Affirmative

Alderman Fairlie Mr Morris Mr Hopkins.

Negative

The Recorder,
Alderman Brasher,
Drake,
Janeway,
Minthorne,
Dela Montagnie,
Mr Van Antwerp
Bloodgood,
Crolius
Warner
Shute
Mott
Board

A question being taken upon the 6th section of the said report, the same was carried as follows, to wit.

Affirmative,	Negative,
The Recorder	Alderman Brasher,
Alderman Drake,	Minthorne,
King,	Dela Montagnie,
Janeway,	Fairlie,
Mr Bloodgood,	Mr Van Antwerp,
Crolius,	Morris,
Warner,	[162] Mott,
Shute,	Hopkins.
Board	

The Board having considered the whole report a motion was made to confirm the same and Alderman Fairlie called a division thereupon, the said motion was carried as follows, to wit.

Affirmative	Negative,
The Recorder,	Alderman, Brasher,
Alderman Drake,	Minthorne,
King,	Dela Montagnie,
Janeway,	Fairlie
Mr Bloodgood,	Mr Van Antwerp
Crolius,	Morris,
Warner,	Mott,
Shute,	Hopkins,
Board,	

Ordered, that the said report be confirmed, and that the same Committee be authorized to take measures to carry the same into effect, and if any of the present lessees should decline to accept a renewal of their leases upon the terms specified in the said report to report thereon to the Board.

[163] A recommendation in favor of Henry Dawson as Lessee of the Ferry from the Fly market to Brooklyn, was referred to the Ferry Committee.

Upon receiving the report of the Market Committee, Ordered that a stand be assigned to Thomas White Junior in the Hudson Market.

A petition from Robert Vandenburgh was received for a new Engine in the 7th Ward, it was moved to refer the same to the Alderman and Assistants of the 7th & 8th Wards and the Chief Engineer, it being moved to strike out the Chief Engineer, Mr Mott moved a division thereupon, the latter motion prevailed as follows, to wit,

Affirmative,	Negative
The Recorder,	Alderman, Brasher,
Alderman, Drake,	Minthorne,
King,	Fairlie
Janeway,	Mr Van Antwerp,
Dela Montagnie,	[164] Morris,
Mr Bloodgood,	Mott,
Crolius,	Hopkins,
Warner,	
Shute,	
Board	

The said petition was referred to the Aldermen and Assistants of the 7th and 8th Wards.

A petition from John B Coles and others for rebuilding the drain into Whitehall Slip with brick or stone, was referred to the Street Commissioner.

Upon receiving the report of the Superintendant of Scavengers; Ordered, that an Ordinance pass, to enable him and his assistants from time to time to view and examine between sunrise and sunset, yards, alleys, and any sunken lots cellars, and sinks or privies in this City which they may think proper, and in case of any nuisance being found in any of the aforesaid premises to report the same to the City Inspector.

Walter Mitchell, Boat builder of St: James Street, William Mc-Donald Ship Carpenter Bancker Street, and John Ruckle Ship Carpenter St: James Street, were appointed Firemen to Company No 17,

instead of Dennis Doyle, William Goodman, and Edward Higgins resigned; and Henry Hyler was appointed a Fireman to Company No: 26, instead of James Van Keuren.

David Soffen was appointed Collector of Chimney fines instead of John Yonge resigned.

[165] The City Inspector reported Ordinances for the removal and Suppression of nuisances numbered from 1688 to 1710 inclusive; Ordered that the same do pass.

Petitions to regulate Orchard Street between Hester and Grand Street, Third Street, from Division to Hester Street, and Crosby Street, were referred to the Street Commissioner.

An application of General Boyd, stating that there was not a sufficient quantity of powder Ordered for the celebration of 4 July 1803, and that he had borrowed 9 Casks for that purpose from Selah Strong Esquire, and requesting that the Corporation would pay Mr Strong the price of the said 9 Casks of powder, was received; Ordered that the Said application be acceded to, and that the price of such powder be paid to Mr Strong.

An account of the Superintendant of the Alms house for wood given to the poor, was referred to the Comptroller.

Upon receiving the report of the Watch Committee, Ordered, that Francis Manly, John Berryman, Robert Anderson and Calvin Otis, be appointed Watchmen, and Nicholas Pitt Samuel Read, Moses Bishop, Richard Wheeler, Jacob Bentau Peter Paulding, Edward Hall, and Abel Holbrook, be appointed substitutes to Captain Peterson's Company.

The following report was received from the [166] Superintendant of the Alms-house.

The Supdt of the Alms House to whom was referred the application of Mary Van Bremer.
Reports,

That on examination he finds their was deposited in the Hands of the Chamberlain on the 10th day of march 1795 by William Harrison the sum of 150 Dollars, to Endemnify the City against any Expence that might accrue for the support of his Bastard Child.

That at the Period this sum was deposited, the child was taken care of by the Grand Mother Mary Van Brimer, who Received the Interest on the above sum until the year 1799; although part of the Time the child was supported at the public Expence; That in June 1796, the Child Together with the grand mother was received into the

Alms-house, where they remained for the greatest portion of the time until the year 1803, when the Boy was put out and Consequently no further Expence would be Incured by the grand mother for his Support.

The Sup^dt further begs Leave to suggest that if the board should be disposed to appropriate any part of the said sum for the use of the child, That in his opinion the Grand Mother is not the proper person to entrust it with.

All which is Respectfully Submitted

April 8^th 1805 Rich Furman Sup^dt A H

Ordered, that the same be confirmed.

[167] A report from William Dustan, stating that Conrad Apple is unable to pay an assessment made upon him, was referred to the Street Commissioner.

A Petition of Jonas Humbert for the Office of Superintendant of the Alms house was referred to the Committee on petitions for Offices.

A petition of Patrick Patton, praying, that he may not be held to bail on a charge of Bastardy, was referred to the Justices of Police, with authority to take his own Recognizance.

Resolved, that so much of the Ordinance respecting the keeper of the City Prison, and Bridewell taking fees, be and the same is hereby repealed, and that the said keeper be permitted to take such Office fees as the law will Warrant.

The Street Commissioner reported that he has appointed James Smith, Thomas Boyle, John P M^cCombs, Andrew Morrell, Thomas Riley, James Hogan, and Richard Terney to be 7 of the pavers under the late Ordinance; Ordered that the said appointments be confirmed.

The following report was received from the Attorney of the board

The Attorney of the Board has the honor to state that the latter part of the 1^st Section, and also the 9^th Section of the Law "To regulate the lying of Vessels, at the Public Wharves, and in the Slips of the City of New York" are not in many instances complied with or observed, and that there does not appear to be any mode of redress [168] pointed out, as far at least as he is informed. The above parts of the Law provide, first, that "Vessels of not more than five tons "Burthen shall pay two Dollars, on their first Coming to lie at any "of the Wharves, Docks, piers, or slips after the first day of May in "every year," and 2^dly "that the Owners name shall be painted on all

"Market Boats, pettiaugers & Canoes of not more than the burthen "of five Tons"—which latter provision appears to have been intended to give facility to the Collection of the Wharfage specified in the former, and for which reason no doubt the observance of it is omitted.

The Attorney of the Board submitts the above statement to the Common Council, presuming that it will be considered to have been his duty, in order that such consideration may be had thereupon as the Common Council may think proper to bestow.

New York 8th April 1805

Ordered that the Attorney of the Board present the draft of an Ordinance to remedy the evil complained of.

The Street Commissioner Reported Ordinances for the regulation of fourth Street from Hester to Grand Street, and from Pump to Hester Street; Ordered that the same be passed, and that John Youle, Whitehead Hicks, William Hunter, William Johnson, and Elbert Anderson be appointed assessors for the same;

The Street Commissioner reported Ordinances to regulate Division Street, from Rutgers to Clinton Street, and from Clinton to Grand Street; Ordered that the same do pass, and that Ezekiel Bishop, [169] Benjamin Thurston, William Thurston, Benjamin North, and Solomon Whealer, be appointed assessors for the same.

The Street Commissioner reported to the Board that it is made his duty to fill in the head of the Collect with wholesome earth. but that he is limited in the price of earth to five cents, per load, and that he is unable to procure it at that rate, and requested the sense of the Common Council whether it would not be proper to authorize him to procure a sufficient quantity of earth upon the best terms in his power. Ordered, that the Street Commissioner proceed to fill the head of the Collect agreeably to the former resolution for that purpose and that he be authorized to obtain earth at the lowest price he can without regard to the former limitation.

Alderman Drake,
King,
Mr Warner,
} were appointed a Committee to enquire into the conduct of the Deputy Keepers of the City prison and of the Physician of the Alms house.

Peter Dobbs, and Elias Dobbs were permitted to erect vaults in Greenwich Street, and Abraham Bussing in Cortlandt Street, under the direction of the Street Commissioner.

An application of Sylvanus Miller to purchase a piece of ground belonging to the Board was received and referred to the Comptroller.

Ordered that the Mayor issue his Warrants [170] on the Treasurer, to pay,

Issd Warrts			
Nos 1351,	Nicholas Lawrence, for City Watch		$197 96/100
1352,	William Van Wart	Do	197 96/100
1353,	Magnus Beekman	Do	197 96/100
1354,	William Peterson	Do	197 96/100
1355,	Hugh Gobel	Do	148 96/100
1356,	Gad Dumbolton	Do	148 96/100
1357,	Edward Watkeys, for candles		10 65/100
1358,	Thomas & James Stevenson for Blacksmith work		49 62/100
1359,	John Rose for work to Engine		3 6/100
1360,	Benjamin Romaine to pay constables for apprehending vagrants		48 75/100
1361,	Cornelius Warner for public repairs		$1502 5/100

[171] In Common Council, April 15. 1805

Present, Dewitt Clinton, Esquire, Mayor
Maturin Livingston Esqr Recorder

Wynant Van Zandt Junr William W Gilbert Jacob Dela Montagnie, Mangle Minthorne, James Drake, Abraham King, James Fairlie	Esquires Aldermen.	Abraham Bloodgood, Joseph Board, Jacob Shute, Simon Van Antwerp Samuel M Hopkins, George J Warner,

Assistants

A Law for the amendment of the law to establish a Board of health passed the Board;

A petition of John Parsells for a Butchers stand, was referred to the Market Committee.

A petition of Jacob Mott and others for the regulation of Mott Street, was referred to the Street Commissioner;

The Memorial of Simon Remsen, Rem Remsen, and John Riker, *request* [172] requesting that a Committee be appointed to confer with them relative to their claims, against the Board, was referred to the Street Commissioner, Comptroller, and Attorney of the Board.

An application of Thomas Whitelaw, respecting the money due to him for making the drains in Beaver Street and Sloat Lane, was referred to the Street Commissioner, with directions that the assessment be given to the assessors for amendment.

A petition of John Geril and others, labourers on the Public roads for an increase of wages, was referred to the road Committee.

A petition of Richard P Lawrence for a renewal of the leases of No. 14 and 15 Chatham Street, an application of Henry Titus offering Six hundred $ Dollars per annum for a renewal of his lease in Chatham Street, and a petition of Leah Day complaining that the rent demanded for a renewal of her lease is too high; were severally referred to the Committee on leases.

A Petition of James Amory to exchange a lot on the Commons, was referred to the Comptroller.

A Petition of Thomas Stagg for the regulation of Ferry Street. A petition of William Coulthard, and others, against a [173] new road to Potters field.

A Petition of Cornelius Brinkerhoff respecting large stills which incumber the street in front of his house, were severally received and referred to the Street Commissioner.

A recommendation of Abraham Stagg as lessee of Hoboken Ferry, was referred to the Ferry Committee.

A Petition of Jacamiah Ackerley and others for a new Fish market at Catherine Slip, was referred to the Market Committee.

A Petition of George Wilt for a Butchers stand was referred to the Market Committee.

Francis Casilier, Carpenter, of No 36 Augustus Street, was appointed a Fireman to Company No 17; instead of Stephen Latham resigned.

The Attorney of the board reported that he has commenced suits against Luke Miller and Scott for driving their horses on the foot path, and recommends a discontinuance of the same; Ordered that he be requested to report the facts.

A Petition of the Inspectors of Lumber, appointed by the authority of the State, to be also appointed by the board, was received, and made the order of the day for Monday next.

A Petition of John Hyslop and others stating, that part of John Street is entirely [174] level, so that the water cannot run off, was referred to the Inspector.

Ordered, that Henry Pell be appointed Inspector of Election in the Sixth ward instead of Henry Jackeson and William Hunter, Inspector of Election in the 7 ward, instead of Samuel Doughty.

A Petition of Isaac Clason, respecting his pier at Charlotte Slip, was referred to the Comptroller.

A Petition of Charles Smith, respecting his lease of the public

slips and wharves, was referred to the Comptroller, and Attorney of the Board.

A petition of Jacob Hagerman for the Office of Superintendant of the Alms house, was referred to the Committee on petitions for Offices.

A Return from Captain Beekman's Watch Company, was referred to the Watch Committee.

A Petition of William Miers to be appointed keeper of the Park and Battery, was referred to Alderman Van Zandt, Fairlie and Mr Hopkins.

Reports of delinquents in the assessments for paving Courtlandt Street Slip from Greenwich Street to the Bulk head—for the Common sewer through James Street, Oak Street, and Batavia Lane—for paving Greenwich Street from Carlisle to Rector Street—and for paving Washington Street, from Vezey Street Slip, to the Bulkhead, was received, and warrants directed [175] to be issued to John Bussing to collect the same, instead of James Hopson the former Collector.

The Street Commissioner and Inspector, reported an ordinance to level the surface of the Wharf, at the Fly market Slip: Ordered, that the same do pass.

Upon receiving the report of the Street Commissioner; Ordered, that he cause the line of Canal Street to be run, and that he give notice to the proprietors, not to build in such a manner as to interfere with the regulation of that Street.

The Street Commissioner reported an ordinance for filling in Magazine Street; Ordered, that the same do pass.

The Street Commissioner reports. that he has appointed Thomas Whytlaw of the fourth ward, and John *John* Maghan of the sixth ward to be pavers under the Ordinance of this board; Ordered, that their appointment be confirmed:

The Street Commissioner, reported, that it would be proper to issue a Warrant in favor of William Dustan Collector of the assessment of Murray Street, for \$31 $^{9}/_{100}$ being the monies assessed on Coenrad Apple. Ordered that the said warrant issue, and that its amount be a lien on the property assessed.*

The Street Commissioner presented assessment Lists for the intersection of James Slip & East Rutgers Street, and for paving Church Street;

[176] Ordered, that the same be confirmed, and that Gilbert Fow-

* Marginal note reads *Lien. $31.97.*—ED.

ler be appointed Collector of the assessment for Church Street, and Water Furman of the Others.

The City Inspector, reported ordinances for the correction and removal of nuisances, numbered from, 1711, to 1721, inclusive, Ordered; that the same do pass.

The board proceeded to consider, and determine upon the applications for the several ferries. Ordered, that the ferrie be respectively leased to the following persons, and for the following sums, to wit, agreeably to the proposals heretofore adopted and published. they having made the highest offers

Fly Market Ferry, Josiah Browne	$3050.
Catharine Slip, Ferry, Dirck Amerman	$1275.
Old Wehawk, Ferry, Garret Neefie	$50.
Bulls Ferry, Garret Neefie	$20.
Hoboken Ferry, Peter Voorhis	$350.
New Wehawk, Ferry, Charles Earle	50.

John Currie, was permitted to erect vaults, in Broadway, under the direction of the Street Commissioner.

Upon Receiving the report of the Ferry Committee, Ordered, that the several persons, who have leased the Ferries from Fly market, and Catherine Slips to Brooklyn, enter into Bonds for the performance of the Covenants in their respective leases, with two [177] Freeholders as sureties in each to be approved of by the Ferry Committee after the draft of the leases is sanctioned by the Board. That the Attorney prepare such drafts, and that the Ferry Committee be authorized to determine upon the sufficiency of the sureties.

Ordered, that the Mayor be authorized to offer a reward of $200 for the apprehension of Henry Banks, supposed to have been the murderer of Margaret Banks his wife.

Alderman Dela Montagnie,
Mr Warner,
Mr Hopkins,
} Were appointed a Committee to devise a plan for the more effectual and speedy apprehension of persons guilty of Murder.

Resolved, that the Street Commissioner examine, and report to the Board, the most proper, and convenient places, for laying out three roads between the two and seven mile stones, running from the East to Hudson River, and crossing the middle road as nearly as possible at right Angles.

Ordered, that the Mayor issue his Warrants on the Treasurer, to pay,

Issd Warrts		
Nos 1362.	John S Hunn, Salary, as Street Commissioner	$375.
1363,	Benjamin Romaine, Salary, as Comptroller	250.
1364,	Jacob Dela Montagnie Esqr a quarters Salary, Special Justice	$250.
1365,	Theophilus Beekman Esquire Do	$250.
1366,	Bernard Oblenis—Clerk, to Do	$250.
1367,	Carpenter White & Company, for Mud scow	$327 26/100
[178] 1368,	Richard Furman for Wood given Widows, Society	$499 37/100
1369,	Lewis Ford, for timber, and work	$104 65/100
1370,	Abraham Leggett, for Blacksmiths work	$86 85/100
1371,	Peter Burtsell Stationary, for Inspectors Office	$37 37/100
1372,	John K Furman Do	$6 37/100
1373,	John LeMaire, for Picture frames	$297.
1374,	Richard Jennings for lost fire buckets	2.
1375,	Robert Troup Esqr for an Opinion	40.
1376,	Thomas Williams, lost fire buckets	4.

[179] In Common Council, April 18, 1805.

Present, Dewitt Clinton Esquire Mayor,

Philip Brasher,
Mangle Minthorne,
James Drake,
James Fairlie,
Abraham King,
} Esquires Aldermen.

Abraham Bloodgood
Clarkson Crolius,
Jacob Shute,
Jacob Mott,
Simon Van Antwerp,
Andrew Morris,
George J Warner,
Samuel M Hopkins
} Assistants

The Board proceeded to a consideration of the ordinances remaining to be passed, a question being taken upon the Ordinance concerning dogs; and a division called, the same passed in the affirmative, as follows,

Affirmative,

Alderman, Minthorne, Drake, King, Mr Crolius, Shute, Mott, Mr Van Antwerp, Warner, Hopkins

Negative,

Alderman, Brasher, [180] Fairlie, Mr Bloodgood, Morris

Alderman Drake, Fairlie and Mr Hopkins } were appointed a Committee to draft an Ordinance to prevent animals from running at large in the streets of this City.

A petition of Philip McArdle and others for the regulation of Bullock and Winne Streets, were referred to the Street Commissioner.

A Petition of John Bratburn, complaining of ill treatment from some of the Watch, was referred to the Watch Committee.

An Assessment, for the drain in Pearl Street was received and confirmed, and Hugh Montgomery appointed Collector.

Harris Sage, of the 1st Ward, Bookseller, Richard Doty of the 7 Ward, Brewer, and Daniel Keen of the 2d Ward, Merchant, were appointed Firemen to Company No: 13, instead of Henry Carmer, Nathaniel Horton and Thomas Candell resigned.

Ordered, that $500 be allowed to Adolph Degrove as a compensation for the damages sustained by him on account of the repeal of the Chimney law; and that the rent of the Watch House be remitted.

Ordered, that the Mayor issue his Warrants on the Treasurer, to pay,

Bartholomew Skaats, to purchase fuel..... $400

[181] In Common Council April 22, 1805.

Present, Dewitt Clinton, Esquire, Mayor.

Maturin Livingston Esquire, Recorder

Philip Brasher, James Drake, Abraham King, Mangle Minthorne, James Fairlie, Wynant Van Zandt Junior, William W Gilbert.	Esquires Aldermen.	Andrew Morris, Jacob Shute, Abraham Bloodgood, George J Warner, Joseph Board, Simon Van Antwerp, Clarkson Crolius, Samuel M Hopkins. — Assistants

A Petition of Arnest Fink and others, requesting that the Butcher at the State prison may be removed

The petition of John Chevers and Francis White Junior, for butchers stands near the State prison And the petition of Matthias Tier for a Butchers stand, were severally referred to the Market Committee

A Petition of John Thurman, respecting claims against the Board, was referred to the Comptroller

An application of Robert Bogardus Esquire respecting encroachments on Stanton Street, was referred to [182] the Street Commissioner.

A Petition of John Jay Esquire and others, requesting that the streets through their Lands on both Sides of Broadway may be regulated, was referred to the Street Commissioner.

A Petition of John Murray junior, stating that he would sustain

injury by extending the Broadway through old Potters field, was referred to the Street Commissioner.

The Petition of Abraham Brevoort, for a renewal of his lease, was referred to the Comptroller.

The Petition of Peter Garson was referred to the Superintendant of the Alms-house.

The Attorney of the Board reported the draft of Leases for the respective ferries: Ordered, that the same be confirmed, provided the same shall be approved by the Counsel of the Board.

The Street Commissioner reported upon the Petition of Cornelius Brinkerhoff, praying to be released from fines for incumbering the streets with copper stills, that he ought not to be compelled to pay more than one fine, and recommends that he be released from the other two upon the payment of costs; Ordered that the said report be confirmed, and that upon the payment of one of the said fines, with all costs, Mr Brinkerhoff be discharged.

The Street Commissioner, reported ordinances for regulating third Street, and Orchard Street: Ordered, that the same be confirmed, and passed, and that *John* [183] John Youle, Benjamin North, Benjamin Thurston, William Johnson, and Abraham Van Gelder be appointed assessors.

The following report was received from the Street Commissioner, to wit,

The Street Commissioner, has the honor to report to the Common Council, That he has obtained the consent of all the proprietors of ground through which Broadway is to be extend[ed] (between Art Street & the Tulip tree) to cede to the Corporation their proportion of the ground for said street, except David Dunham & Thomas & Samuel Burling & those occupying as tenants under them. Mr Springler however will not cede unless he is exonerated from all further costs, as Broadway will run lengthways through his ground & leave him a gore on the Bowery road.

The Street Commissioner believes it will also be necessary for the Common Council to issue a precept to the Sheriff for impanneling a Jury to State the compensation to be granted to those gentlemen, and recommends it to be done immediately.

All which is respectfully submitted

Street Comr Office John S Hunn St Commr
April 22d 1805.

Ordered that the same be confirmed, and measures taken accordingly.

The Street Commissioner, reported that it would be proper to open Jay Street 65 feet wide, from Greenwich Street to Hudson river. Ordered that the said report be confirmed, and measures taken for that purpose.

[184] Joseph Waldron was appointed a Fireman to Company No: 28, instead of William Day resigned.

A return from Captain Dumboltons Watch Company was referred to the Watch Committee.

Abraham Van Gelder, was appointed Collector of the assessment for Regulating the intersections of James Slip, and East Rutgers Street, instead of Waters Furman.

The board proceeded to consider the application of the Inspectors of Lumber to be appointed Measurers of Lumber by the Board. Alderman Brasher moved that Jeremiah Marshal be appointed a Measurer of Lumber, and called a division thereupon, the said motion was negatived, as follows, to wit,

Affirmative,

The Recorder,
Alderman Brasher,
Van Zandt,
Mr Morris,
Van Antwerp,
Hopkins.

Negative,

Alderman Drake,
King,
Minthorne,
Fairlie,
Gilbert,
Mr Shute,
Bloodgood,
[185] Warner,
Board,
Crolius,

Alderman Van Zandt moved the appointment of Nicholas Carmer, as a Measurer of Lumber, and called a division thereupon, the said motion was negatived, as follows, to wit;

Affirmative,	Negative,
Alderman, Brasher,	The Recorder,
Van Zandt,	Alderman Drake,
Mr Morris,	King,
Van Antwerp,	Minthorne,
Hopkins,	Fairlie,
	Gilbert,
	Mr Shute,
	Bloodgood,
	Warner,
	Board,
	Crolius,

[186] William Frasher,
Joshua Mills,
Benjamin North,
John Garrison,
Leth R Kneeland,
Matthias Nack,
Jonathan Cowdrey,
Ebenezer Burling,
Peter Conrey,

} The Inspectors of Lumber under the State, Were appointed measurers of Lumber by the Corporation.

The former Attorney of the board, reported, that he has discontinued proceedings on the precept for opening Cross Street upon discovering that some of the proprietors are Infants, and have not properly been notified, and recommends the proceedings to be commenced again, the said report was referred to the Street Commissioner.

Ordered, that the Mayor issue his Warrants on the Treasurer, to pay,

Issd Warrts Nos		
1377,	John Trumbull Esqr balance of his account for paintings	$700.
1380,	Nicholas Lawrence, City Watch.....	197 96/100
1381,	William Van Wart Do	197 96/100
1382,	Magnus Beekman Do	197 96/100
1383,	William Peterson Do	197 96/100
1384	Hugh Gobel Do	148 96/100
1385,	Gad Dumbolton Do	148 96/100
1386	Anthony Smith upon his contract for the road at Kissing bridge	$1000.
1387	John H Sickles Treasurer of the building Committee for the use of the said Committee.....	$4000.

[187] In Common Council, April 29, 1805

Present, Dewitt Clinton, Esquire, Mayor,
Maturin Livingston Esqr Recorder

Wynant Van Zandt Junior, William W Gilbert Philip Brasher, James Drake, Mangle Minthorne, Abraham King, James Fairlie, George Janeway,	Esquires Aldermen.	Andrew Morris, Jacob Shute, George J Warner, Abraham Bloodgood, Simon Van Antwerp, Joseph Board, Clarkson Crolius Jacob Mott, Samuel M Hopkins,

Assistants

A Petition from George Ireland and others to pave Washington Street, between Read and Jay Streets, was referred to the Street Commissioner

The following Report, was received from the Road Committee.

The Committee having examined the Roads, as far as Harlem, Reports,

[188] Abingdon Road to be continued through by Bishop Moores, to the North river

3 Rocks to be blown near Mr Shute's

1, Do Do opposite Mr Lilburns and one at Martin Hoffmans,

The Bridge at Posts to be finished

Main Cross Roads, at Inclenburgh, from River to river to be opened
Do Do Do at Harsens Do Do

a Rock between Waldrons & M^cGowans to be blown,

The Bridge at Nutters to be lined on the upper edge with large Stones, and the current of Water down the Hill to be turned towards the fence on the West Side.

Road to be run from Molenaors to the Hudson River

The Road before Marinners & others to be dug and filled up in such a manner as to carry the Water to the East, and prevent it from settling.

N B, The main Cross Road at Goodwins to be reported on at some future period.

Abraham King
Geo J Warner
Jacob Mott,
Mangle Minthorne
Jacob Shute
} Chairman Committee

Ordered, that the same be confirmed, that the Street Commissioner be directed to have a survey [189] made of the new roads, and that the road Commissioner be authorized to carry the report into execution.

The Ferry Committee reported propositions from M^r Sands relative to the grant of a lot of Ground for a ferry house; Ordered, that the subject be referred to the Said Committee to report a State of facts.

The Treasurers monthly account was received and filed.

M^r Shute moved the following resolution to wit, Resolved, that the Office of Superintendant of the Alms-house be, and the same is hereby vacated, and that this Board do now proceed to ballot for a proper person to fill the same. M^r Hopkins moved the following substitute, to wit, Whereas, a motion has been made to vacate the office of Commissioner of the Alms house, And Whereas the Member moving the said resolution, has offered as a motive for the said resolution certain transactions in relation to Martin Morrison: Ordered, that a Committee be appointed to enquire into the said transactions, and to report thereon with all convenient Speed; Alderman Gilbert moved the previous question upon such Substitute; and M^r Warner, moved for a

postponement of the Subject, the latter motion was carried in manner following to wit

Affirmative,

The Recorder,	Mr Morris,
[190] Alderman Van Zandt,	Warner,
Brasher,	Van Antwerp
King,	Mott,
Fairlie,	Hopkins,
Janeway,	

Negative,

Alderman, Gilbert,	Mr Shute,
Drake,	Bloodgood,
Minthorne,	Board,
	Crolius,

Resolved, that the Superintendant of public repairs, cause the lower Pump in Cortland Street to be removed to the north side of the Said Street.

Petitions from John Jay and others having been read, in the words following, to wit,

To the Honorable, the Mayor, aldermen, and commonalty of the City of New York.

[191] The Petition of John Jay, Peter Jay Munro, James Morris, and the other proprietors of sundry Lots in the 6th Ward of this City, held under Augt and Frederick Van Cortlandt,

Respectfully Shewith,

That your Petitioners are desirous to improve their property before mentioned; and that the Streets to intersect the same, may be finally laid out, and ceded according to Law, with a view to this object, your petitioners submit to your honorable Board, the following propositions. Viz,

1st That Elm Street be widened, from its present width of 40 feet, to 60 feet, and be made to extend, from Chambers Street, in a Straight line, to the present termination of Pitt's Street. That for the purpose of widening such part of the said Street, as joins Lots, belonging to your board, & to your petitioners, 10 feet may be taken off of the Lots of each party, without compensation to either of them; and that if the proprietors of the other Lots, which will be affected by this arrangement, shall object thereto, the proposed alterations may nevertheless be made; and the damages those proprietors shall sustain, may be assessed and paid to them according to Law.

2d That if your Board shall not deem it expedient to extend the said Street into Chambers Street; then your Petitioners propose, the

said [192] alterations shall commence at the intersections of the said Street, with either Barley Street, Magazine Street, Anthony Street, or even Leonard Street as the Board may elect.

Your Petitioners, however, respectfully pray leave to add, that in their Opinion, the adoption of the first Proposition, will (tho' the most expensive) be productive of greater advantages to all parties, than the Second. and they request that if the first proposition be rejected, the second may be adopted; and that the proposed alteration may commence, at the intersection of Reed Street or as near to that point, as in your opinion the public convenience will permit.

New York 26 april 1805

Peter Jay Munro. in behalf of himself & the other proprietors.

together with the following report of the Street Commissioner thereon,

The Street Commissioner to whom the petition of John Jay and others was referred, has the honor to report in the following manner

The petitioners pray that the Common Council will decide upon the manner in which they intend the streets through their ground to run; they have called upon the Street Commissioner, and have stated, that by the present Situation of their property the Streets will cut up their Lots, and go so near the line of the Corporation, as to injure both [193] parties in the division of their ground into suitable sizes for building Lots; but they have waved this objection upon the principles hereafter mentioned.

The natural reflections which grow out of the conversation with gentlemen on this Subject is, what manner the Common Council will regulate all the streets, not already fixed, about the collect ground? Maps have been drawn & schemes have been proposed, but all made to comport with the contemplated situation of Canal Street, and each have varied as the opinion of the Council have changed on that Subject. The Street Commissioner has reflected seriously upon the best direction for these streets to run, & has communicated his Ideas to the above mentioned petitioners, which he finds meet their approbation al- [though] they differ materially from their former Ideas and are difficient from any plan heretofore proposed. It is made like all the others to effect the permanent regulation of Canal Street, and to beautify the ground belonging to the Corporation.

By the plan which is herewith presented, it will be perceived that Elm Street, only 40 feet wide & running parallel to Broadway will open into Hester Street, half way between Crosby & Pell Streets. It is

proposed to widen Elm Street 10 feet, on the west side from Leonard Street, and 10 feet more on the East side from Anthony Street, making it 60 feet and that instead of continuing in its present direction [194] that it divulge until it coincides with Pell Street on the East Side, which alteration is represented by the brown line. Again, Hester Street continues from Division Street to Rynders Street where it makes a considerable Jog, and then crosses Broadway, It is Proposed that Hester Street be made straight from Division Street to Broadway, and this can be done without much difficulty or expence. The vacant ground between the intended direction of Elms Street, and the East Side of the meadows near the Collect, must necessarily have a Street in or near the direction of Elm Street. This Street is planed on the Map to commence & be a continuation of Rynder Street & take its course towards Brooks Street & to be 60 feet wide. It is through this Street that the large common sewer which is to take the water from the Low ground to the head of the Canal is to run, and into which collateral drains may be sunk from the intersecting Streets.

The Street Commissioner has further to state, that the Petitioners, are willing & wish to lease & release the Lots they have near to White Street, with the Corporation, in such manner, as may be by the opinion of good men Just & reasonable, and if the Corporation consent, will leave it to such a reference. It will evidently be the interest of the Board, as a body politic, to consent to this arrangement as by inspection of the map they will have an unequal peice [195] of Ground on the south Side of White Street.

If the common council will conceed to the above arrangements the petitioners will immediately cede all the Streets that will be thereby carried through their property, and give the extra earth that may now remain thereon. Which the Street Commissioner begs leave to recommend.

Street C. office ap. 29th 1805. John S Hunn
Street Comr

Ordered, that the Said Report be confirmed.

A Petition of Richard L Walker and others against laying a drain in Pearl Street was received and referred to the Street Commissioner

The following Report was received from the Committee appointed on leasing the property of the Corporation.

The Committee to whom was referred the request of Henry Titus, Leah Day, & Richard P Lawrence, that a reconsideration might be

made respecting the ground-rent about to be fixed on the property belonging to the Corporation, now in their possession,

Respectfully report,

That your Committee have seriously considered the subject of the Petitioners, and are of opinion that the ground rent as rated by the Board is too high, They therefore recommend that the property possessed by Henry Titus be rented to him at nine hundred Dollars per year agreeable to the report made heretofore on that Subject, [196] That Mrs Days Lot be leased to her at one hundred & Eighty seven Dollars, Fifty Cents per year as above; & that the Lots in Chatham Street be rented to Richard Lawrence the present possessor, at one hundred & fifty Dollars each, per year, on the above terms also that the lots in William Street be rented to the present possessors at the Sum of ninety Dollars each, per Annum,

All which is respectfully, Submitted

29th April, 1805 Jas Drake: Chairman

Ordered that the property mentioned in the said report be leased for the term of 21 years, that the ground occupied by Henry Titus be leased at the rate of $800 per annum, and the other property therein mentioned be leased at the rents recommended by the said Committee.

The City Inspector reported Ordinances for the correction, and removal of nuisances, numbered from No 1722 to 1725 inclusive, Ordered that the same do pass.

Alderman Janeway, Fairlie, and Brasher, were appointed a Committee to assist the Street Commissioner in establishing the corner of Harrison and Greenwich Streets.

The Street Commissioner and Comptroller reported an Ordinance for filling in water Lots between Dover Street and Peck Slip; Ordered, that the same do Pass.

[197] The Street Commissioner, reported an Ordinance to repave Pear[r]l Street near Beekman Slip; Ordered that the same do pass, and that the Street Commissioner be authorized to appoint assessors.

Resolved, that William Denning be appointed a referee on the part of this board to unite with any other person appointed by Peter Jay Munro, James Morris and others holding under Frederick Van Cortlandt, and Augustus Van Cortlandt for the purpose of making an equitable exchange of Lots of Ground belonging to the parties in Walker Street, according to their situation, quantity, and quality, and if they two cannot agree that they have power to select an Umpire to judge between them.

Ordered, that the Mayor issue his Warrant on the Treasurer, to pay,

Issd Warrt
No 1388, John Hardie for services..... $30.

[198] In Common Council, May 6, 1805,

Present, Dewitt Clinton Esquire Mayor,
Maturin Livingston Esquire, Recorder,

Wynant Van Zandt Junior, Jacob Dela Montagnie, James Fairlie, Mangle Minthorne, Abraham King, James Drake, Philip Brasher, William W Gilbert,	Esquires Aldermen.	Abraham Bloodgood, Jacob Mott, Jacob Shute, George J Warner, Simon Van Antwerp, Andrew Morris, Joseph Board, Clarkson Crolius, Samuel M Hopkins. — Assistants

A Petition of Thomas Dunning for a Butchers stand was referred to the Market, Committee.

A Petition of James Alner and Thomas Gill for dividing the business of Weighmasters was referred to Alderman Drake, Van Zandt and Mr Van Antwerp.

[199] A Petition of Theophilus Brower for the Office of Superintendant of the Alms-house, and James Savage for Wood Inspector. was referred to the Committee on petitions for offices.

Thomas Eddy presented his resignation as a Commissioner of the Alms-house, Ordered, that the same be accepted; the Board proceeded to ballot for a proper person to fill the vacancy, and John Mills having the greatest number of votes, was appointed in his stead.

A Communication was received from William Crum one of the Inspectors of Wood, that Wood is stored in the Yards without paying for Inspection, the same was referred to Mr Mott, Bloodgood, Morris.

The City Inspector, presented Ordinances for the removal and correction of nuisances, Numbered from 1726 to 1727, inclusive, Ordered, that the same do pass.

A Petition of Elizabeth Laight to be paid the assessment monies on ground taken for the regulation, and extending of Cherry Street, was referred to the Street Commissioner.

The Committee appointed to report a proper situation for an Engine house, in the 7th ward, recommended the following resolution;

Resolved, that the spot of ground offered by Smith Place in Rivington between third and fourth streets be, and the same is determined upon as the [200] scite on which to erect the new Engine house.

Ordered that the said resolution so reported be confirmed, and that the Chief Engineer be directed to furnish one of the best of the small Engines for that Company.

The following report being received, to wit, The Committee to whom was referred the Petitions for opening a Road along the East River, and for extending Orchard Street, was referred, have the honor to report.

That the Objects contemplated in these Petitions, deserve a serious Attention, in as much as the direction of the roads herein after mentioned and recommended, will, if adopted by the Board fix in some measure, the line of all the other streets thro: Mr Stuyvasants ground, and be consonant to the main Outlets of our City.

The Map laid down by Mr Stuyvesant appears to your Committee to be upon a principle no more comporting with his interest, than to the general regulations of that part of the Island and if adopted by the Board, will occasion diagonal lines, & cross Streets with the Common Lands Delancey's ground and the Streets parallel to Broadway, a measure by no means to be complied with if we take into consideration the ornamental, as well as the useful, in regulating our Streets and roads.

The Committee in order to bring the [201] Subject more immediately under their observation, have viewed the premises, and paid due attention to the Local situation of the Island, as well as the effect to be produced from any plan heretofore proposed: They regret that this road along the East River has been so long neglected, as it is evident the improvements in the vicinity of Corlaers Hook have been retarded in consequence of the difficulty of access. The Committee have further to Observe, that the present direction of the Street on Delancey's ground, are nearly parallel to Broadway, and the Common Lands, and if continued, will give avenues to every part of the East River, in their opinion, more convenient for the inhabitants, and with less injury to individuals than any other plan that has been Suggested; They therefore beg leave to recommend to the Board the following regulations as best answering the objects of the petitioners, and the Public good. Viz.

1st That arundel Street be opened and regulated to North Street, which is as far as the high ground

2d That Stanton Street be opened and regulated from the Bowery to the East river at the expence of the proprietors & that the Street Commissioner be directed to advertise for proposals to regulate these two streets, in the usual manner;

3d That Essex Street be opened to North Street.

4th That North Street be opened from the Bowery [202] to the East River, and be regulated from the Bowery to Arundel Street, and that the Street Commissioner advertise for proposals, and,

5th That Orchard Street be continued & opened straight, in its present direction, and Seventy feet wide from North Street until it strikes the River or Main Road as the case may be, That it be gradually widened from the blocks, having buildings thereon on both sides, until it comes to North Street; and that the same be regulated to North Street, as aforesaid.

The Committee beg leave to make one further remark; Robert Bogardus has fenced in about 5 feet of Stanton Street, as it is now laid out. That some general regulation ought to be pursued in order to fix the true line of the Street, or such other as may be proper; and they recommend that the Street Commissioner be directed to cause a Survey to be made to ascertain the true line of the Street, previous to his reporting upon the Communication of Mr Bogardus on that subject & referred to him by the Board: In order that the whole matter with its several relations may come more explicitly before the common Council for their consideration.

All which is respectfully Submitted,

New York May 6. 1805.

Matn Livingston
Mangle Minthorne
Abraham King
Jacob Mott,
Jacob Shute.

[203] Resolved, that the Said report except so much thereof as relates to the opening and extension of Orchard Street be confirmed and that the Board agree to hear Mr Stuyvesant by counsel, on the latter subject.

The Board proceeded to consider the resolution offered by Mr Shute at the last meeting to vacate the Office of Superintendant of the Alms house, and Mr Hopkins amendment to the same. Upon taking the votes on Alderman Gilberts motion for the previous question upon

that amendment, the motion for the previous question prevailed as follows, to wit,

Affirmative

Alderman	Dela Montagnie,	Mr Bloodgood,
	King,	Mott,
	Minthorne,	Shute,
	Drake,	Warner
	Gilbert,	Van Antwerp
		Board
		Crolius.

Negative

Alderman	Van Zandt,	The Recorder,
[204]	Fairlie	Mr Morris,
	Brasher,	Hopkins,

The Board then proceeded to take the question on Mr Shutes resolution for vacating such Office, Alderman Brasher called the division thereupon, the said resolution was carried as follows to wit.

Affirmative

Alderman	Dela Montagnie,	Mr Bloodgood,
	Minthorne,	Mott,
	King,	Shute,
	Drake,	Warner,
	Gilbert,	Van Antwerp,
		Board,
		Crolius,

Negative,

Alderman	Van Zandt,	The Recorder,
	Fairlie,	Mr Morris
	Brasher	Hopkins

[205] The Board proceeded to ballot for a proper person to fill the said Office, Philip J Arcularius having the greatest number of votes was accordingly appointed Superintendant of the Alms-house.

The Comptroller reported upon the petition of James Amory to exchange Lots in the Commons, the Board resolved that they do not consent to make such exchange.

A Petition of John Millidoler for leave to take ground to fill in his lot in Harman Street was referred to the Street Commissioner.

A return from Captain Dumboltons Watch Company was received, and referred to the Watch Committee.

It appearing to this Board that there is an immense quantity of filth accumulated under Hudson market, and that unless the same shall be removed it will probably tend to injure the health of the inhabitants in its neighbourhood. Resolved that the City Inspector cause the said filth to be removed, and ground under the said Market

cleansed without delay, and the foundation of the said market so repaired and closed as to prevent dirt and filth from being collected under the same

The Market Committee reported in favor of the Petition of John Chevers and [206] Francis White for permission to sell meat at Greenwich near the State prison. Ordered that the said report be confirmed, and that stands be assigned them in such places as the Alderman and assistant of the 8 ward shall direct.

The Street Commissioner reported an Ordinance to regulate Ferry Street; Ordered that the same do pass.

The Street Commissioner reported upon the petition of John Hyslop and others relative to the level situation of John Street in their neigbourhood, that it will be proper to alter the kennel, and increase the descent a few inches, which may be done without an Ordinance. Ordered that the said report be confirmed, and that the Street Commissioner be authorized to take measures accordingly.

The following report was received on the petition of Abraham Shoemaker.

The Committee to whom was referred the Petition of Abraham Shoemaker, praying for Leave to erect his Waterworks in such manner as to convey the water into the Carts in Orange Street beg leave to report.

That they have had several conferences with the Petitioner, who is willing to comply with any regulation the common Council may suggest, and as he formerly took the Water from Chatham Street, he thinks the right to do so ought [207] to be continued.

Your Committee believe, if the petitioner was permitted to construct his works in the manner he has represented that it would be no serious inconvenience to the inhabitants & they recommend that he be permitted to do it under the particular arrangement of the Street Commissioner, during the pleasure of the Common Council

City of N York 1805 april 29

All which is respectfully Submitted
Clarkson Crolius
John S Hunn S Comr

Ordered, that the same be confirmed, and that Mr Shoemaker have liberty to construct his works under the direction of the Street Commissioner and to be kept during the pleasure of the Common Council,

The Comptroller reported that he has examined the accounts of Bartholemew Skaats of the expenditure of money placed in his hands to purchase fuel, and that the same is correct, a balance remaining in his hands of £7:1:7. Ordered that the same be filed.

The Comptroller presented his account of the expenditure of monies for filling in the collect, which being referred to Mr Morris, Mott and Crolius the said Committee reported that they have examined the same, and find it [208] correct, there remaining a balance in his hands of $2, 79/100, Ordered that the same be filed.

Ordered that the Mayor issue his Warrants on the Treasurer, to pay,

Issd Warrts Nos		
1390,	Nicholas Lawrence—City Watch	$197 96/100
1391,	William Van Wart, Do	197 96/100
1392,	Magnus Beekman Do	197 96/100
1393,	William Peterson Do	197 96/100
1394,	Hugh Gobel Do	148 96/100
1395,	Gad Dumbolton Do	148 96/100
1396	Beekman M Van Beuren repairing public roads	222 85/100
1397,	T Wortman a quarters salary as Clerk	150.
1398,	James Cheetham, printing Blanks	23.
1399,	Richard Burchen for reporting passengers	41 66/100
1400,	Conrad Judan, repairing Lamps	8 25/100
1401,	Robert Sickles salary, as superintendant of Lamps	17 53/100
1402,	Robert Sickles lighting & cleaning City Lamps	301 14/100
1403,	Charles Van Orden a ¼ rent of room for City Watch	25.
1404	John Burger Esquire Coroner fees	117.
1405	Benj. Romaine for Clerk & Constables at Election	150.
1406	Benjamin Romaine for dirt to be carted to the collect	1000.
1407,	James Hardie, for services	62 52/100

[209] In Common Council, May 9, 1805.

Present, Dewitt Clinton Esquire, Mayor,
Maturin Livingston Esqr Recorder

Philip Brasher,		Jacob Mott,
George Janeway,		Andrew Morris,
James Drake,	Esquires,	Simon Van Antwerp,
Abraham King,	Aldermen.	Joseph Board,
Mangle Minthorne,		Jacob Shute,
Jacob Dela Montagnie,		Abraham Bloodgood,

Assistants

The Board, agreeably to appointment heard Counsel in behalf of Mr Stuyvesant upon his petition against opening Orchard Street in its present direction through his ground Upon receiving the report of the Watch Committee Ordered, that Cyrus Beedle, John Kelly, Abraham Verbryck, and Frederick Storms, be appointed Watchmen to Captain Dumbolton's Company, instead of Peter Fenton Junior, Frederick Van Putten, James Reynolds and Robert Gilmore, resigned.

[210] In Common Council, May 13, 1805.

Present. Dewitt Clinton Esquire Mayor,

Philip Brasher,	Esquires Aldermen.	Jacob Mott,	Assistants
Mangle Minthorne		Abraham Bloodgood,	
George Janeway,		Joseph Board,	
James Drake,		Andrew Morris,	
Abraham King,		Simon Van Antwerp,	
William W Gilbert,		Jacob Shute,	
Jacob Dela Montagnie,		George J Warner,	
		Samuel M Hopkins,	
		Clarkson Crolius,	

John Ricard, Peter Austin, Nicholas Hardenbrook, Jacob Lobb, Henry Fisher, Robert Sutton, Thomas Bashford, George Hyde, Jones Bowen, Henry Lownsberry, Joseph Cox, and William Ryne, were appointed Firemen, to Company, No 19, Robert Furlong [211] was appointed a fireman to Company No: 26 instead of John Parks resigned; Isaac Stagg, Stephen Allen, Josiah Benedict, Richard Earle, Simeon Crooker, Daniel See, George Lewis, James Crum, and Cornelius Decker were appointed Firemen to Company No 23

A Petition of Augustus Lawrence concerning a lot of Ground at the corner of Church and Duggan Streets, and Petitions to regulate Mary and Suffolk Streets, were referred to the Street Commissioner.

The following report was received from the Board [of] Health.

The Board of Health on examination of the condition of Bellevue Hospital, Report,

That the condition of said Hospital is, in general neat and clean; the following repairs, however, appear necessary for the preservation of the Buildings.

The main Building requires to be totally new roofed, the north gable to be new weather boarded, and the south gable to be repaired, The columns of the Piazzas are in a state of decay, some of which require to be replaced, The out Hospital on the Banks of the river requires some repairs, and in general immediate attention is necessary to secure all the Buildings more or less from decay

[212] In consequence of which and of the necessity of taking early measures to make the repairs that may be deemed proper, the Board of Health propose the following resolution

Resolved, that the Buildings and grounds belonging to the Corporation at Bellevue be put under the direction of the Board of Health, and that they be authorized to make such repairs, as may be necessary

for the preservation of the said Buildings, and the accomodation of such persons, as may be sent there by the said Board.
13th May, 1805.

Ordered, that the same be confirmed, and that the resolution therein recommended, pass

A Petition of George James to be permitted to launch a vessel from the Wharf at which the new York Frigate was built was granted, the vessel to be launched under the direction of the Street Commissioner, upon condition that Mr James shall pay for all reparations necessary to be made to the street in consequence thereof.

Upon receiving the report of the Watch Committee; Ordered, that Richard Davis, Cornelius Demarest, and James Kent be appointed Watchmen of Captain Gobels company, instead of Court Debevoise, George W Gaines, and George G Deremus resigned, and that Rinier Hoffman, [213] Jacob Romer, and Thomas Allison, be appointed substitutes in their stead.

The Committee appointed to determine upon the propriety of building a market in Duane Street, reported upon the subject; Ordered that the same be recommitted, and that the Committee report the expence of the said market, and of extending the wharf.

The Committee to whom was referred the petition of the keeper of Potters field,* praying an increase of Salary, reported that it would be proper to allow him one dollar each day from the first of the present month, the said report was confirmed; Ordered that the salary of the keeper be one Dollar per day to be computed from the said period;

Ordered, that Henry Heiser be permitted to enclose the side walk in Barley Street until his building is erected.

Ordered, that John Scott a black man confined in Bridewell be released.

The Corporation of the Presbyterian Church having requested that the engine house standing on their ground in Nassau Street may be removed; Ordered that the engine House in the City Hall yard be extended, so as to admit the deposit of the engine on the said ground belonging to the Presbyterian Church.

On report of the Market Committee the [214] stand No 13, Fly market was assigned to George Wilt.

The following report was received, from the Street Commissioner,

The Street Commissioner has the honor to lay before the Common Council a plan for the improvement of the Bowery-Lane; which

* Marginal note reads *John McKenzie.*—ED.

he recommends in preference to one laid down on a map heretofore agreed to by the Board.

By inspection of the plan it will be clearly seen that this line will make the Bowery lane straighter, and nearly parallel to Orchard Street & the other Streets on Delancey's ground; & it is believed that it will not only be an advisable public regulation but greatly benefit the persons intersected; in as much as it will be a shorter line, to the middle road, and form two valuable fronts, from the Square projected on the map to the Kingsbridge road

This Square is recommended to be left out for the intersection of the three Streets that will open into it, and that the same be extended to the strong lines on the map; leaving a block of about 100 feet on its north side, between the new and old bowery roads, which can be done without material injury to the buildings.

If this scheme should meet a favorable reception*s*, the Street Commissioner proposes that a question be taken on the following resolution

"Resolved, that the Street Commissioner be [215] directed to cause a survey to be made from the front of Andrew Morris's house or garden in the Bowery to the Powder house (or middle) road to ascertain whether it is proper to continue & open the Bowery road through, in that direction in preference to the one formerly agreed upon by this Board which was to begin at M^r^ Lovels house, and that he report such survey to this Board without delay.

The Street Commissioner has further to represent to the Board, That several persons are building on the upper end of Hudson and Varrick Streets, and one in the middle of Varrick Street on Brannon Street, and that the line of these Streets is not marked out on the ground, so that some through ignorance are erecting their buildings, although some are doing it intentionally, to be paid (as is said) handsomely for their improvements; The Street Commissioner therefore submits the following resolution.

"Resolved, That the Street Commissioner, be directed to cause Hudson Street to be marked and staked out to Christopher Street near the State prison & Varick Street until it intersects Arden Street, Commerce Street, Reasen Street or Columbia Street, as may be most proper, and that he report a plan of the same designating the adjacent Streets near the State prison without delay.

All which is respectfully Submitted.
John S Hunn Street Commissioner

Street Com^r^ Office, May 13, 1805

[216] Ordered that the same be confirmed, and that the resolutions thereby recommended pass accordingly.

An Assessment for the ground taken to widen Cliff Street was received, and confirmed, and Abraham Bokee appointed Collector.

An application of Thomas Irvine for the estate of Colin Peacock remaining in the City Treasury, was referred to the Attorney of the Board.

The Street Commissioner, reported a profile for the regulation of Leonard Street, and also reported that the making a drain in Pearl Street, and Whitehall Street be postponed as the proprietors are willing to contribute to it: Ordered, that the said report be confirmed.

The City Inspector reported ordinances for the correction and removal of nuisances, numbered, from 1728 to 1731, inclusive; Ordered that the same pass the board.

Resolved, that the Watch Committee be authorized to call in and place either in the Alms-house or Bridewell yard all such of the Watch Boxes as may be in want of repair, and that they have the same repaired and painted, and also, that they be authorized to have made as many new boxes and Watch Caps as may be wanted for the accommodation of the Watchmen.

Resolved, that Murray and Cunningham and Mr Andrew Morris be requested to purchase the wood they lent this Board last winter, and that [217] this Board will pay for the same.

Resolved that Committee of repairs cause Coenties Slip to be repaired.

Resolved, that the assessors in the respective wards of this City when making their assessments be requested to add a separate column to their Books, and to insert therein a list of the houses which have been built during the preceding year, and are now building, in order to discover and ascertain the progress of improvement in this City.

Ordered that the Mayor issue his Warrants on the treasurer, to pay,

Issd Warrts		
Nos 1409,	Amos Rooke for attending signal poles at Staten Island	$165.
1410,	Cornelius Warner for salary etc.....	$288 59/100
1411,	Daily Advertiser for printing.....	42 1/2/100
1412,	Mary Myers for lost fire buckets.....	2.
1413,	Benjn Romaine for Clerks & Constables of election....	12.
1414,	John McKenzie for salary as keeper of Potters field...	66 75/100
1408,	Philip J Arcularius Superintendant of the Alms house in advance for the use of that establishment.....	$5000.

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REFERENCE

BOUND BY
HNM